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SENATE 107TH GENERAL ASSEMBLY

SCHEDULE WEEK OF MARCH 19, 2012

MONDAY, MARCH 19, 2012

5:00 P.M. SESSION – SENATE CHAMBER – 62ND LEGISLATIVE DAY

TUESDAY, MARCH 20, 2012

8:30 a.m.	Finance, Ways and Means Committee
10:30 a.m.	State and Local Government Committee
12:30 p.m.	Lunch
1:30 p.m.	Commerce, Labor and Agriculture Committee
3:30 p.m.	Judiciary Committee

WEDNESDAY, MARCH 21, 2012

Transportation and Safety Committee (FINAL MEETING)
Education Committee
Energy and Environment Committee (FINAL MEETING)
Government Operation Committee
Health and Welfare Committee (FINAL MEETING)

THURSDAY, MARCH 22, 2012

9:00 A.M. SESSION – SENATE CHAMBER – 63RD LEGISLATIVE DAY

OTHER MEETINGS

- * COUNCIL ON PENSIONS & INSURANCE, MONDAY, MARCH 19, 2012 AT 1:00 P.M., LP29
- * PRE-COMMERCE MEETING, TUESDAY, MARCH 20, AT 7:30 A.M., IN 12 LP

SENATE

FINANCE, WAYS & MEANS COMMITTEE CALENDAR

TUESDAY, MARCH 20, 2012 8:30 AM – LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

McNally (R) Chairman	FINNEY (D)	KELSEY (R)	Norris (R)
HENRY (D) VICE CHAIRMAN	HAYNES (D)	KETRON (R)	OVERBEY (R)
WATSON (R) SECRETARY	GRESHAM (R)	Kyle (D)	

1. SB 2768 by *Barnes (*HB 2800 by *Johnson P)

Alcoholic Beverages - As introduced, authorizes Riverview Restaurant, also known as the Catfish Place under the bridge, located in Cheatham County to be licensed as a premier type tourist resort. - Amends TCA Section 57-4-102.

2. SB 1083 by *Berke (*HB 1061 by *Haynes)

Traffic Safety - As introduced, increases penalty for speeding in marked school zone from Class C misdemeanor to Class B misdemeanor; designates \$50.00 of such enhanced penalty to be used by TDOT for grants for safe pathways for students. - Amends TCA Title 55, Chapter 8.

3. SB 2983 by *Burks (*HB 3092 by *Windle)

Pensions and Retirement Benefits - As introduced, authorizes a person who has at least 13 years creditable service in the TCRS and seven years creditable service in the optional retirement plan for employment at Tennessee Tech University during a specific period of time to have the option of transferring membership from the optional retirement program to the TCRS. - Amends TCA Title 8, Chapter 35, Part 4.

4. SB 2985 by *Burks (*HB 3144 by *Windle)

Pensions and Retirement Benefits - As introduced, changes the eligibile creditable retirement date to 25 years of service instead of 30 years for dispatchers of emergency communications districts of political subdivisions that have set a mandatory retirement age for police officers and firefighters. - Amends TCA Title 7, Chapter 86 and Title 8, Chapter 36, Part 2.

- **5. SB 3539 by *Crowe, Ford** (*HB 2947 by *Williams K, Hurley, Shaw) Cemeteries As introduced, exempts from income taxes the income from trust funds for perpetual care of a cemetery. Amends TCA Title 67.
- **6. SB 2267 by *Tracy, Faulk** (*HB 2287 by *Sexton, Wirgau, Powers, Ragan, Williams R) Driver Licenses As introduced, requires all driver licenses issued or renewed on or after July 1, 2012, to bear a photo of the applicant by removing present exemption for persons 60 years of age or older. Amends TCA Title 55, Chapter 50.
- 7. SB 2514 by *Gresham, Henry, Watson, McNally, Tate (*HB 2649 by *Brooks H)
 Lottery, Scholarships and Programs As introduced, revises initial academic requirements for eligibility and the amount of the award of the Tennessee HOPE scholarship beginning with students entering college in 2015-2016; recommends use of net lottery proceeds for TSAA grants for 10 years beginning with 2015-2016. Amends TCA Title 49, Chapter 4.
- **8. SB 2515 by *Gresham, Tate, McNally, Henry, Watson** (*HB 2650 by *Brooks H) Lottery, Corporation As introduced, requires the general shortfall lottery subaccount to be maintained at \$100 million instead of at \$50 million; requires comptroller to make an annual report on the adequacy of reserves. Amends TCA Section 4-51-111.
- **9. SB 3587 by *Kelsey** (*HB 3613 by *Kernell)

Bond Issues - As introduced, clarifies that certain notice dates and approvals or disapprovals under the Local Government Public Obligations Act of 1986 are required in 15 business days instead of 15 days. - Amends TCA Title 4; Title 5; Title 6; Title 7 and Title 9.

- 10. SB 2233 by *Norris, McNally (*HB 2371 by *McCormick, Sargent)
 Revenue, Dept. of As introduced, authorizes the commissioner to require documents or payments filed with the department to be submitted electronically; revises other various provisions regarding the electronic submission of documents and payments to the department. Amends TCA Title 55; Title 57 and Title 67.
- 11. *SB 2413 by *McNally (HB 3432 by *Matlock, Sexton, Hardaway, Wirgau, Todd, Ragan, Harmon, Roach, Pitts, Curtiss, Shepard, Williams K, Marsh, Towns, Floyd, Johnson P, Favors, Swann, Montgomery, McManus, Sargent, Miller D, Lundberg, Haynes, Elam, Johnson C)

Telecommunications - As introduced, enacts the "Kelsey Smith Act" to require wireless telecommunications service providers to provide geographic information concerning the location of a service user's wireless device in an emergency situation. - Amends TCA Title 7, Chapter 86; Title 38 and Title 65.

- **12. SB 1372 by *Finney L** (*HB 1691 by *Fitzhugh, Harwell, McCormick, Gotto, Cooper B) General Assembly As introduced, restricts amount of per diem and mileage reimbursement to amounts set in 2010 beginning with the next general assembly. Amends TCA Title 3, Chapter 1, Part 1.
- 13. *SB 2189 by *Overbey, Stewart (HB 2428 by *Matheny, Harmon)

 Law Enforcement As introduced, authorizes local legislative bodies to levy a maximum \$25.00 tax on all new civil and criminal cases; earmarks revenue for obtaining and maintaining software and hardware for law enforcement agencies. Amends TCA Title 67, Chapter 4, Part 6.

SENATE

STATE & LOCAL GOVERNMENT COMMITTEE CALENDAR

TUESDAY, MARCH 20, 2012 10:30 AM - LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

YAGER (R) CHAIRMAN
CAMPFIELD (R)
HAYNES (D)
JOHNSON (R) VICE CHAIRMAN
FAULK (R)
KETRON (R)
NORRIS (R)

CONSENT CALENDAR

1. *HJR 0563 by *Ford

General Assembly, Confirmation of Appointment - George P. Jaynes, Tennessee ethics commission -

2. SB 3183 by *Bell, Ketron (*HB 3009 by *Cobb , Evans, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Camper, Carr, Casada, Coley, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Faison, Fitzhugh, Floyd, Ford , Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harmon, Harrison, Harwell, Hawk, Haynes, Hensley, Hill, Johnson C, Johnson P, Jones S, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, Matlock, McCormick, McDaniel, McDonald, McManus, Miller L, Miller D, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pruitt, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams R, Williams K, Windle, Wirgau, Womick)

Naming and Designating - As introduced, designates the first week in March as "Rescue Squad Week." - Amends TCA Title 15, Chapter 2, Part 1.

SENATE

STATE & LOCAL GOVERNMENT COMMITTEE CALENDAR

TUESDAY, MARCH 20, 2012 10:30 AM - LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

YAGER (R) CHAIRMAN
CAMPFIELD (R)
HAYNES (D)
JOHNSON (R) VICE CHAIRMAN
FAULK (R)
KETRON (R)
NORRIS (R)

1. SB 2818 by *Massey (*HB 2844 by *Dunn)

Election Laws - As introduced, authorizes the election commission to designate a polling place outside the precinct it is to serve, but within the limits of the municipality, for a municipal election not held in conjunction with any other election. - Amends TCA Title 2, Chapter 3, Part 1.

2. ***SB 3227 by** ***Burks** (HB 3541 by *Sexton)

Utilities, Utility Districts - As introduced, revises provisions governing the creation of a utility district. - Amends TCA Title 7, Chapter 82.

3. *SB 3089 by *Berke (HB 3753 by *Turner M)

Election Laws - As introduced, exempts a person 60 years of age and older who does not have a valid driver license with a photo from the requirements of showing a photo identification when signing an application for ballot to vote. - Amends TCA Title 2, Chapter 7, Part 1.

4. *SB 3648 by *Tracy, Ramsey, Ketron (HB 3696 by *Gotto)

Planning, Public - As introduced, clarifies development regulations in effect on date of submission of application for development govern review of that development; specifies that preliminary approval for planned development remains effective five years. - Amends TCA Title 13, Chapter 3, Part 4; Title 13, Chapter 4, Part 3; Title 13, Chapter 7, Part 2 and Title 13, Chapter 7, Part 1.

5. *SB 3651 by *Tracy, Ramsey, Ketron (HB 3698 by *Gotto)

Zoning - As introduced, allows on-site signs for structures that are rebuilt to non-conform to existing zoning regulations similar to off-site signs. - Amends TCA Section 13-7-208.

6. SB 2692 by *Haynes, Ford (*HB 2709 by *Turner M)

Election Laws - As introduced, allows any registered voter in Tennessee to vote by absentee ballot; revises other voting provisions. - Amends TCA Title 2, Chapter 6 and Title 2, Chapter 3.

7. SB 2532 by *Yager (*HB 2196 by *Ramsey)

Beer - As introduced, restores language to clarify that the governmental entity, committee or board that issues a beer permit or license is the governmental entity to revoke or suspend such permit or license. - Amends TCA Section 57-5-108.

8. SB 3114 by *Yager (*HB 2989 by *Haynes)

Zoning - As introduced, expands nonconforming uses to those on contiguous land under common ownership and to land used, rather than in use, for the extraction of diminishing assets. - Amends TCA Title 13, Chapter 7, Part 2.

9. SB 2762 by *Kyle (*HB 2908 by *Gilmore)

Business and Commerce - As introduced, repeals the "Equal Access to Intrastate Commerce Act." - Amends TCA Section 4-21-102 and Title 7, Chapter 51.

10. ***SB 2139 by** ***Finney** L (HB 2176 by *Turner M)

Election Laws - As introduced, removes requirement that voter needs photograph identification prior to voting; restores former requirement that voter present identification for purpose of comparing signature on the application for ballot. - Amends TCA Title 2, Chapter 7, Part 1.

11. *SB 2584 by *Campfield (HB 2940 by *Dennis)

Campaigns and Campaign Finance - As introduced, limits amount candidate may personally loan campaign to \$100,000 per election but does not limit amount candidate may contribute to campaign; creates voluntary spending limits for certain state and local candidates. - Amends TCA Title 2, Chapter 10.

12. *SB 2585 by *Campfield (HB 2941 by *Dennis)

Campaigns and Campaign Finance - As introduced, limits amount candidate may personally loan campaign to \$100,000 per election but does not limit amount candidate may contribute to campaign; creates voluntary spending limits for statewide candidates. - Amends TCA Title 2, Chapter 10.

13. SB 2212 by *Norris, Johnson (*HB 2350 by *McCormick, Casada)

State Government - As introduced, specifies that state insurance plans are not subject to regulation by the department of commerce and insurance or subject to the jurisdiction of the department of health and that no such plan is subject to the insurance laws of this state in Title 56 unless otherwise specifically stated. - Amends TCA Title 8, Chapter 27.

14. *SB 3074 by *Johnson (HB 3323 by *Johnson P)

Lottery, Charitable - As introduced, authorizes formation of a broad-based school foundation, subject to certain conditions, by a school or its administrators or supporters; authorizes school foundations, although not in existence for at least five years, to be 501(c)(3) organizations for purposes of the Tennessee Charitable Gaming Implementation Law; removes requirement that 501(c)(3) organizations wanting to conduct an annual event to raise no more than \$5,000 be in existence for five years. - Amends TCA Title 3, Chapter 17; Title 49, Chapter 2 and Title 49, Chapter 3.

15. *SB 2686 by *Kelsey (HB 3051 by *Rich)

Clerks, Court - As introduced, authorizes clerks with electronic filing systems to charge \$120 for each registered user of the system and to institute an 8-cent per page copy transaction fee. - Amends TCA Section 8-21-401.

16. SB 3405 by *Kelsey (*HB 3461 by *Dennis)

Human Rights Commission - As introduced, provides that the commission cannot find an individual employee guilty of a human rights violation if the employer was found to have committed a violation. - Amends TCA Section 4-21-301.

17. SB 2420 by *McNally (*HB 2402 by *Ragan)

Beer - As introduced, requires persons applying for permit to sell beer for off-premise consumption to become certified under "Tennessee Responsible Vendor Act of 2006." - Amends TCA Title 57, Chapter 5.

18. SB 3296 by *McNally (*HB 3520 by *Hawk)

Taxes, Ad Valorem - As introduced, revises provisions governing the valuation and ad valorem assessment of green energy production property. - Amends TCA Section 67-5-601 and Section 67-5-604.

19. SB 2550 by *Ketron (*HB 2468 by *Carr)

Registers of Deeds - As introduced, permits any county register of deeds instead of present limitation to county register of deeds in Shelby County to assume certain functions and duties if the register receives endorsement from the existing county records commission or county executive. - Amends TCA Title 8, Chapter 13.

20. SB 3334 by *Ketron, Finney L (*HB 3094 by *Ramsey, Shepard)

Utilities, Utility Districts - As introduced, authorizes municipal electric system or other governmental utility system to enter into an employment contract for a term not to exceed five years with the superintendent, general manager or chief executive officer of the electric plant. - Amends TCA Title 7, Chapter 52.

21. SB 3331 by *Ketron (*HB 3522 by *Gotto)

Comptroller, State - As introduced, requires state agency officials with knowledge of a theft, forgery, fraud or similar unlawful act or abuse of public money or services to report such information to the comptroller. - Amends TCA Title 8, Chapter 4, Part 1.

22. ***SB 3687 by** ***Kyle** (HB 3802 by *Tindell)

Political Parties - As introduced, allows recognized minor party to remain recognized for four years; lowers signature requirement to become recognized minor party. - Amends TCA Title 2.

23. SB 2855 by *Yager (*HB 2690 by *Todd)

Property Assessors - As introduced, requires property assessor to set parcel identification numbers for subdivided lots effective at time of division and to prorate assessment between parent property and divided parcels; provides supplemental tax resulting in added value to divided parcel assigned only to such parcel. - Amends TCA Title 67, Chapter 5.

24. SB 3207 by *Yager (*HB 3326 by *Ramsey)

Fees - As introduced, creates the local correctional officer training fund through the collection of a 10-cent fee for each completed telephone call or other electronic communication made by inmates housed in local jails or workhouses. - Amends TCA Section 41-7-104.

25. SB 3401 by *Yager (*HB 3421 by *Niceley)

Alcoholic Beverages - As introduced, authorizes Caryonah Hunting Lodge located in Cumberland County to be licensed as a premier type tourist resort. - Amends TCA Section 57-4-102.

26. SB 3248 by ***Yager** (*HB 3381 by *Armstrong)

Alcoholic Beverages - As introduced, authorizes the Inn at Long Branch on Dale Hollow Lake in Clay County to obtain a license as a premier type tourist resort. - Amends TCA Section 57-4-102.

27. *SB 2965 by *Tracy (HB 3821 by *Elam, Watson, Dean, Todd, Carr, Eldridge, Weaver, Sparks, Floyd, Powers)

Criminal Offenses - As introduced, prohibits unauthorized use of governmental seals, emblems or insignia; permits secretary of state and other officials to authorize the use of seals, emblems or insignia in certain circumstances. - Amends TCA Title 4; Title 8; Title 12 and Title 39, Chapter 16.

28. SB 3129 by *Stewart (*HB 2430 by *Matheny)

Taxes, Ad Valorem - As introduced, exempts the state and local governmental entities from liability for homeowners' association fee, restrictive covenants and certain obligations when the governmental entity acquires real property to enforce its tax lien. - Amends TCA Title 67, Chapter 5, Part 24 and Title 67, Chapter 5, Part 25.

29. SB 3368 by *Stewart (*HB 3477 by *Alexander)

Transportation, Dept. of - As introduced, increases the time the state treasurer has to notify the administrator of the county, municipality, city or town of the sale of state property and of the funds set aside for local improvement projects from 45 days to 60 days; increases the time for the administrator to give the state treasurer notice of acceptance or rejection of the funds from 120 days to 180 days. - Amends TCA Title 4, Chapter 3, Part 23; Title 54 and Title 55.

30. SB 3378 by *Stewart (*HB 3388 by *Windle)

Election Laws - As introduced, exempts any person presenting evidence of honorable discharge from the military at the time of application for ballot from the requirements of showing an identification with a photograph of the voter when signing an application for ballot to vote. - Amends TCA Section 2-7-112.

31. *SB 3573 by *Stewart (HB 3746 by *Curtiss)

Holidays and Days of Special Observance - As introduced, directs the governor to annually issue an executive order designating one month each year as "Tennessee Genealogy Month." - Amends TCA Title 4, Chapter 1, Part 4.

32. *SB 3424 by *Marrero (HB 3670 by *Turner J, Kernell)

Planning, Public - As introduced, authorizes local governments to create grant programs to provide funding to home owners and developers who invest in blighted property for the purpose of providing stabilization of the value of the neighborhood and increase the value of such property. - Amends TCA Title 6; Title 7 and Title 8.

33. SB 3523 by *Tate (*HB 2710 by *Turner M)

Election Laws - As introduced, enacts "Tennessee Election Day Registration Act." - Amends TCA Title 2, Chapter 7 and Title 2, Chapter 2.

34. SB 3526 by *Tate, Ketron (*HB 3245 by *Matheny)

General Assembly - As introduced, changes the date of the first meeting of the joint legislative services committee at the call of the co-chairs to within 30 days, instead of 15 days, after the appointment of the members of the committee. - Amends TCA Title 3 and Title 8, Chapter 44.

35. ***SB 1447 by** ***Tracy** (HB 1908 by *Montgomery)

Public Records - As introduced, specifies that all licensure tests administered by the department of commerce and insurance through any of its regulatory boards and commissions are confidential when and for so long as necessary to protect the integrity of the tests. - Amends TCA Title 10, Chapter 7, Part 5.

36. *SB 2880 by *Tracy (HB 3145 by *Harmon)

Taxes, Gasoline, Petroleum Products - As introduced, prohibits certain counties whose chief administrative officers of highway departments are exempt from state qualifications for holding such office from being eligible to receive state-shared fuel taxes or grant funds from the department of transportation. - Amends TCA Title 4, Chapter 3; Title 54, Chapter 7, Part 1 and Title 67.

37. SB 1865 by *Overbey (*HB 1643 by *Dennis)

Public Works Projects - As introduced, enacts the "Public Improvement District Act." - Amends TCA Title 7.

38. ***SB 2351** by ***Kelsey** (HB 2919 by ***Sparks**)

Taxes, Ad Valorem - As introduced, requires increases in property tax rates higher than \$1.00 per \$100 of the assessed value of property by a county or municipality to be approved through a referendum; authorizes the referendum process. - Amends TCA Title 67.

39. ***SB 2352** by ***Kelsey** (HB 2920 by ***Sparks**)

Taxes, Ad Valorem - As introduced, requires increases in property tax rates higher than 25 percent by a county or municipality to be approved through a referendum; authorizes the referendum process. - Amends TCA Title 67.

40. SB 3276 by *Kelsey (*HB 3386 by *Casada)

Salaries and Benefits - As introduced, limits ability of local governments to place employment practices, standards or other requirements that impose or mandate certain employee benefits on businesses that deviate from, modify, supplement, add to, change or vary in any manner from state statutorily imposed or recognized requirements. - Amends TCA Section 4-21-102 and Section 7-51-1802.

41. *SB 2603 by *Beavers (HB 2875 by *Gotto)

County Boundaries - As introduced, requires the division of property assessments to determine whether the detachment of certain property from Davidson County and the attachment of the property to Wilson County would be contrary to the provisions of Article X, Section 4 of the Constitution of Tennessee concerning the area of a county and the distance from a county line to a courthouse of an adjoining county and report its findings to the state and local government committees by July 1, 2012.

42. SB 2641 by *Bell (*HB 2658 by *Hill, Cobb , Watson)

Public Buildings - As introduced, authorizes replicas of certain historically-significant documents, such as the Magna Carter, Declaration of Independence and Ten Commandments, to be placed in local government public buildings. - Amends TCA Title 5, Chapter 7 and Title 6, Chapter 54.

43. SB 3223 by *McNally (*HB 3400 by *Ragan)

Planning, Public - As introduced, enacts the "Tennessee Local Land Bank Pilot Program." - Amends TCA Title 13.

44. ***SB 3237 by** ***Tate** (HB 3475 by *Armstrong)

Gas, Petroleum Products, Volatile Oils - As introduced, requires that for the purpose of ad valorem property taxation, the value of certain facilities that extract, purify, dehydrate, or otherwise treat landfill methane be assessed at the same percentage as a qualified pollution control facility. - Amends TCA Title 65, Chapter 28, Part 2 and Title 67, Chapter 5, Part 6.

45. SB 3255 by *Ford (*HB 2219 by *Cooper B)

Election Laws - As introduced, authorizes an identification card from certain transit authorities to be used as valid identification when voting. - Amends TCA Section 2-7-112.

46. SB 3256 by *Ford (*HB 3177 by *Camper)

Boards and Commissions - As introduced, clarifies it is the sole responsibility of a municipality to appoint board members to a convention center where a city and a county had jointly participated in the construction of a convention center and the municipality purchased from the county all the county rights in such convention center. - Amends TCA Title 5; Title 6 and Title 7.

47. *SB 3557 by *Ford (HB 3676 by *Towns)

State Inmates - As introduced, directs the department of correction to promulgate rules and regulations on the use of spit masks in prisons; prohibits restricting a prisoner's blood circulation and breathing with the use of spit masks. - Amends TCA Title 4; Title 40, Chapter 7 and Title 41.

48. SB 3752 by *Ford (*HB 3674 by *Towns)

Zoning - As introduced, requires a public notice and a hearing before an establishment that may be detrimental to the neighborhood can begin operations. - Amends TCA Title 6, Chapter 54; Title 7, Chapter 3 and Title 13, Chapter 7.

49. SB 3458 by *Southerland (*HB 3102 by *Odom)

Taxes, Hotel Motel - As introduced, authorizes the city of Newport to impose a tax on the privilege of occupancy. - Amends TCA Title 7, Chapter 4 and Title 67, Chapter 4, Part 14.

50. ***SB 3560 by** ***Kyle** (HB 3683 by *Towns)

Gas, Petroleum Products, Volatile Oils - As introduced, prohibits truck stops within 1/2 mile of residential areas; applies only to Davidson and Shelby counties. - Amends TCA Title 13, Chapter 24.

51. SB 3681 by *Kyle (*HB 3677 by *Towns)

Environmental Preservation - As introduced, prohibits truck stops within one mile where surface or ground water is located; applies only in Davidson and Shelby counties. - Amends TCA Title 13, Chapter 24.

52. SB 1252 by *Yager (*HB 1447 by *Haynes, Brooks K)

Lottery, Charitable - As introduced, requires annual event tickets to include either the mailing address or telephone number of the 501(c)(3) organization in addition to the name of the 501(c)(3) organization. - Amends TCA Title 3.

53. SB 3061 by *Yager (*HB 2601 by *Sparks)

Emergency Communications Districts - As introduced, defines "Public Safety Answering Point" or "PSAP" to mean a facility that receives 911 calls and routes them to emergency services personnel. - Amends TCA Section 7-86-103.

54. SB 3066 by *Yager (*HB 2331 by *Parkinson, Hardaway)

Election Laws - As introduced, requires the coordinator of elections, in conjunction with the commissioner of safety, to equip a mobile unit or units to travel throughout the state to issue photo identifications to those meeting the requirements to obtain a photo identification free of charge to vote. - Amends TCA Section 2-11-202; Section 2-7-112 and Section 55-50-336.

55. SB 3195 by *Yager, Ketron, Haynes, Barnes, Tracy, Stewart, Tate (*HB 3195 by *Cobb, Matheny, Sontany, Jones S, Shepard, Pitts, Gilmore, Favors, Cooper B, Bass, Curtiss, Shaw, Dean, Sargent, Sparks, Turner J, Alexander, Richardson, Hensley, Miller L)

State Employees - As introduced, allows state employee upon retirement to keep such employee's photo identification card issued by the state; requires sticker or other designation to be placed on the card; specifies such card may be used as valid photo id for voting purposes. - Amends TCA Section 2-7-112 and Title 8.

56. *SB 2177 by *Campfield (HB 2284 by *Shipley, Keisling)

State Government - As introduced, establishes standards for state recognition of Native American Indian tribes. - Amends TCA Title 4.

57. SB 2888 by *Campfield (*HB 2643 by *Ragan)

State Employees - As introduced, revises provisions for use of leave and benefits for chief elected officers of employee associations and other association members to attend association's annual meeting. - Amends TCA Title 8, Chapter 23 and Title 8, Chapter 50.

58. SB 3363 by *Campfield (*HB 3519 by *Niceley)

Planning, Public - As introduced, abolishes the metropolitan planning commission of Knox County; transfers all duties, responsibilities and functions of the commission to the Knox County Legislative Body. - Amends TCA Title 13.

59. *SB 2447 by *Finney L (HB 2730 by *Pitts)

Election Laws - As introduced, allows valid photograph identification cards issued to students at public institutions of higher learning in Tennessee to be used for voting. - Amends TCA Section 2-7-112.

60. ***SB 3274 by** ***Finney** L (HB 3663 by *Fitzhugh)

Campaigns and Campaign Finance - As introduced, prohibits PACs from using funds for anything other than a contribution or expenditure as defined by statute; adds to definition of "contribution" monies received for defraying legal expenses an officeholder or candidate incurred in connection with an election or campaign. - Amends TCA Title 2, Chapter 10, Part 1.

61. *SB 3288 by *Harper (HB 3828 by *Pruitt, Stewart)

Metropolitan Government - As introduced, revises entity controlling allocation of taxes associated with professional sports franchises; revises and removes restrictions on use of funds; transfers unexpended funds to new entity. - Amends TCA Title 67.

62. SB 3348 by *Ketron (*HB 3290 by *Wirgau)

Election Laws - As introduced, raises the dollar amount paid to election officials who attend the instructional meeting and serve at an election from \$10.00 to \$25.00 dollars; allows payment to those who attend meeting but don't serve in the election; raises the minimum dollar amount paid to election officials, judges, machine operators, and inspectors from \$50.00 to \$90.00 dollars on election day. - Amends TCA Title 2, Chapter 4 and Title 2, Chapter 5.

63. SB 3349 by *Ketron (*HB 3291 by *Wirgau, Sanderson)

Election Laws - As introduced, requires the publishing of a sample ballot in a newspaper of general circulation at least five days before early voting only, instead of prior to early voting and prior to an election by the county election commission. - Amends TCA Title 2, Chapter 5.

64. SB 3350 by *Ketron (*HB 3289 by *Wirgau)

Election Laws - As introduced, revises various provisions related to elections. - Amends TCA Section 2-13-203(d); Section 2-14-106(a); Section 2-14-202(b); Section 2-2-111(b); Section 2-2-114(b); Section 2-2-129(a)(1); Section 2-3-101(a); Section 2-3-103; Section 2-4-108(b); Section 2-5-151(c); Section 2-6-102(a)(1); Section 2-6-103(a)(1); Section 2-8-104; Section 2-9-109(b) and Section 67-6-707(2).

65. ***SB 3440** by ***Faulk** (HB 3759 by *Swann)

Election Laws - As introduced, allows registry of election finance to receive complaints with regard to certain campaign finance Class C misdemeanor offenses. - Amends TCA Title 2, Chapter 19 and Title 2, Chapter 10.

SENATE

COMMERCE, LABOR & AGRICULTURE COMMITTEE CALENDAR

TUESDAY, MARCH 20, 2012 1:30 PM - LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

JOHNSON (R) CHAIRMAN FAULK (R) VICE CHAIRMAN BURKS (D) SECRETARY BEAVERS (R) STEWART (D)
GRESHAM (R) TATE (D)
SOUTHERLAND (R) TRACY (R)

FINAL CALENDAR

1. *SB 3300 by *Barnes (HB 3658 by *Stewart)

Insurance Companies, Agents, Brokers, Policies - As introduced, authorizes an insurer who offers a voluntary wellness program to accept a physician's statement that a plan member has a medical condition making the member's participation unreasonably difficult or medically inadvisable. - Amends TCA Title 56.

2. ***SB 3301 by** ***Barnes** (HB 3659 by *Stewart)

Consumer Protection - As introduced, allows the commissioner of commerce and insurance to provide, upon request, a list of acceptable corporate sureties from whom a health club may obtain the required surety bond. - Amends TCA Title 47, Chapter 18.

3. *SB 3406 by *Beavers (HB 3736 by *Pody, Moore)

Salaries and Benefits - As introduced, raises the standard to clear and convincing proof of competent medical evidence to overcome the presumption that any impairment of health of law enforcement officers and firefighters caused by hypertension or heart disease resulting in hospitalization, medical treatment or any disability shall have been suffered in the course of employment. - Amends TCA Section 7-51-201.

4. *SB 0270 by *Berke, Finney L (HB 1824 by *Fitzhugh)

Consumer Protection - As introduced, creates a rebuttable presumption that price-gouging has been committed in certain situations. - Amends TCA Title 47, Chapter 18, Part 51.

5. ***SB 2155 by** ***Berke** (HB 2307 by *Fitzhugh)

Public Funds and Financing - As introduced, enacts the "Tennessee Linked Deposit Act." - Amends TCA Section 4-29-236; Title 9 and Title 45.

6. *SB 2522 by *Berke (HB 2784 by *Fitzhugh, Naifeh, Pitts)

Employees, Employers - As introduced, enacts the "Lifelong Learning Accounts Act of 2012." - Amends TCA Title 4.

7. SB 3561 by *Berke, Crowe (*HB 2788 by *McDonald, Dean)

Safety - As introduced, requires certain persons who install and maintain elevators to be licensed. - Amends TCA Title 68, Chapter 121.

8. SB 2610 by *Burks (*HB 2683 by *Williams R, Faison, Sexton, Hawk)

Landlord and Tenant - As introduced, limits application of the Uniform Residential Landlord and Tenant Act to counties having a population of more than 75,000 instead of 68,000; change does not affect the current applicability of the Act. - Amends TCA Section 66-28-102.

9. SB 2979 by *Burks (*HB 3138 by *Sexton)

Insurance Companies, Agents, Brokers, Policies - As introduced, requires any contract, plan, or policy of insurance issued or renewed on or after July 1, 2012, that provides coverage for surgical first assisting benefits or services be construed as providing coverage for a registered nurse first assistant. - Amends TCA Title 56 and Title 63.

10. SB 1189 by *Campfield (*HB 1486 by *Niceley)

Agriculture - As introduced, includes organic milk and milk products under the Dairy Industry Promotion Act, which authorizes producers of milk and milk products on a commercial basis to levy upon themselves an assessment on milk products for the purpose of financing or contributing to the financing of a program of promoting, advertising, researching and other methods designed to increase the consumption, use and sale of domestic milk and milk products.

11. SB 3019 by *Campfield (*HB 3250 by *Butt)

Employees, Employers - As introduced, expands categories of employees subject to routine periodic drug testing under the drug free workplace program to include persons who work in safety or security related positions. - Amends TCA Title 50, Chapter 9.

12. *SB 2625 by *Crowe (HB 3253 by *Gilmore)

Employees, Employers - As introduced, clarifies the employee's 30-minute rest break or meal period to include a right to waive the meal period or break. - Amends TCA Title 50.

13. SB 2627 by *Crowe (*HB 2407 by *Ford)

Funeral Directors and Embalmers - As introduced, extends the date from December 31, 2010, to June 30, 2011, for apprentices and mortuary school students to complete all requirements to become licensed by the board as a funeral director or embalmer. - Amends TCA Section 62-5-312.

14. SB 3547 by *Crowe (*HB 3302 by *Hill)

Food and Food Products - As introduced, authorizes the sale of food and food products cooked or produced in a home kitchen if vendor has a sign announcing that a home kitchen was the source of such food or food products. - Amends TCA Title 53, Chapter 8, Part 1.

15. SB 2990 by *Faulk (*HB 3110 by *Campbell)

Immigration - As introduced, clarifies that a tax form, as such term is used in the part, means any form issued by the United States internal revenue service. - Amends TCA Title 3; Title 4; Title 5; Title 6; Title 7; Title 8; Title 12; Title 39; Title 40 and Title 50.

16. *SB 2992 by *Faulk (HB 3559 by *Bass, Evans, Weaver, Matheny, Eldridge, Pody, Wirgau, Holt, Floyd, Shipley, Matlock, White, Ragan, Campbell, Butt, Halford, Keisling, Hill, Sanderson, Casada, Lollar, Hall, Gotto, Ford, Rich, Forgety)

Employees, Employers - As introduced, prohibits employment discrimination based on an applicant or current employee's ownership, storage, transportation or possession of a firearm that is otherwise in accordance with state and federal law. - Amends TCA Title 39; Title 40 and Title 50.

17. SB 3137 by *Faulk (*HB 3338 by *Faison, Sargent)

Trusts - As introduced, includes "persons" in definition of "family member" for purposes of determining which family members a private trust can do business with while maintaining exemptions from the Banking Act. - Amends TCA Title 45, Chapter 2, Part 20.

18. SB 3441 by *Faulk (*HB 3437 by *Haynes)

Professions and Occupations - As introduced, makes it unlawful for a partnership to advertise or claim to be licensed or bonded to perform services unless required by law. - Amends TCA Title 62.

19. *SB 3442 by *Faulk (HB 3817 by *Johnson P)

Insurance, Health, Accident - As introduced, authorizes transfer risk from health insurers to providers and provider networks. - Amends TCA Title 56.

20. SB 3461 by *Faulk (*HB 3619 by *Holt)

Agriculture, Dept. of - As introduced, requires commissioner to post and keep current on the department's web site statistics and other information relative to Tennessee's equine industry compiled by the department. - Amends TCA Title 39, Chapter 14; Title 43, Chapter 1; Title 44 and Title 53, Chapter 7.

21. *SB 2134 by *Finney L (HB 2312 by *Fitzhugh, DeBerry L, Turner M, Moore, Harmon, Naifeh, Shaw, Gilmore, Miller L, Shepard, McDonald, Richardson, Turner J, Kernell, Hardaway, Jones S, Parkinson, Favors, Pitts, Stewart, Towns, Cooper B, Brown, Camper)

Economic and Community Development - As introduced, requires the department of economic and community development to ensure the full development of the West Tennessee megasite; appropriates funds for such purpose. - Amends TCA Title 64, Chapter 6.

22. SB 3273 by *Finney L (*HB 3444 by *Eldridge, Shaw, Sanderson, Halford)

Corporations, For Profit - As introduced, increases the number of people necessary to apply for the incorporation of an industrial development board or corporation from three to five. - Amends TCA Title 7; Title 9 and Title 13.

23. SB 2051 by *Ford (*HB 0022 by *Hardaway)

Landlord and Tenant - As introduced, requires 24-hour notice of approximate time of removal pursuant to writ of possession and holds plaintiff liable for damages to defendant's removed personal property if notice requirements are not followed. - Amends TCA Title 29, Chapter 15; Title 29, Chapter 18, Part 1 and Title 66, Chapter 28.

24. SB 2053 by *Ford (*HB 0112 by *Hardaway)

Consumer Protection - As introduced, requires protective devices in shopping carts equipped with child seats; establishes that the failure to comply with such requirement violates the Tennessee Consumer Protection Act. - Amends TCA Title 47, Chapter 18.

25. SB 2065 by *Ford (*HB 0082 by *Hardaway)

Landlord and Tenant - As introduced, requires rental agreement under Uniform Residential Landlord and Tenant Act to include, as an addendum, energy audit of estimated energy usage at dwelling unit. - Amends TCA Title 66, Chapter 28.

26. *SB 2126 by *Ford, Campfield, Kelsey (HB 2175 by *Cooper B)

Fireworks - As introduced, permits the sale of consumer fireworks in Shelby County by deleting language that prohibits the sale of fireworks in such county. - Amends TCA Section 68-104-112.

27. *SB 3027 by *Gresham (HB 3263 by *Halford)

Agriculture - As introduced, revises various provisions of the Agriculture Commodities Promotion Act, including provisions requiring certain reports by purchasers and provisions governing the membership of the beef promotion board. - Amends TCA Title 43, Chapter 29, Part 1.

28. SB 3282 by ***Gresham, Ketron** (*HB 2295 by *Ragan, Cooper B, Hardaway, Parkinson, Cobb , Moore, DeBerry J, Faison, Windle)

Military - As introduced, clarifies that when persons are engaged in national guard duties no private employment benefits may be curtailed or made ineligible due to such duties. - Amends TCA Title 8, Chapter 33, Part 1.

29. SB 3460 by *Gresham (*HB 3620 by *Holt)

Criminal Offenses - As introduced, creates a new misdemeanor offense for a person who applies for employment with the intent to cause economic damage to the employer by recording on the premises of the employer and releasing such recordings to a third party. - Amends TCA Title 39; Title 40 and Title 50.

30. SB 3286 by *Harper (*HB 3415 by *Williams K)

Agriculture, Dept. of - As introduced, requires retail food establishments to post inspection reports in a conspicuous manner. - Amends TCA Title 43, Chapter 1 and Title 53, Chapter 8.

31. *SB 2884 by *Haynes (HB 3194 by *Stewart)

Consumer Protection - As introduced, revises disclosures required and cancellation provisions relative to time-shares and prohibits certain advertisements. - Amends TCA Title 66, Chapter 32.

32. *SB 3745 by *Herron, Massey (HB 3830 by *Casada, Hardaway)

Public Health - As introduced, requires the department of health to develop and implement a program to provide colorectal cancer screenings for uninsured individuals between ages 50 and 64 and for any other uninsured individuals determined to be at high risk for developing colon cancer; requires health insurance companies to cover colorectal cancer screenings. - Amends TCA Title 56 and Title 68.

33. SB 2481 by *Johnson (*HB 2457 by *Gotto)

Real Property - As introduced, requires sellers of residential property to disclose to buyer, prior to entering into a contract, whether a wildlife management area is located within 300 feet of the property line. - Amends TCA Title 66 and Title 70.

34. SB 2486 by *Johnson (*HB 2281 by *Dunn, Tindell, Armstrong, Hardaway, Parkinson, Fitzhugh, Brown, Eldridge, Ragan, Haynes, Halford, Shaw, McManus, Miller L, Turner J, Lollar, Johnson C)

Home Improvement Contractors - As introduced, includes as an element of the offense of theft by a home improvement contractor, or a consumer protection violation, failure to provide a current address to the residential owner until the work to be performed under the contract is completed. - Amends TCA Section 39-14-154 and Section 47-18-104.

35. SB 2633 by *Johnson (*HB 2747 by *Haynes)

Licenses - As introduced, increases the minimum fees for unrestricted initial staff leasing company licenses and renewals thereof from \$100 for residents and \$150 for nonresidents to \$150 and \$200 respectively. - Amends TCA Title 56, Chapter 56 and Title 62, Chapter 43.

36. SB 2634 by *Johnson (*HB 2497 by *Casada, Faison, Eldridge, Butt, Weaver, Holt, Sparks) Insurance, Health, Accident - As introduced, authorizes insurers to offer individuals health insurance policies in Tennessee that have been approved for issuance in other states. - Amends TCA Title 56.

37. *SB 3070 by *Johnson, Ketron (HB 3459 by *Dennis)

Business Organizations - As introduced, revises the Tennessee Business Corporation Act. - Amends TCA Title 48.

38. SB 3298 by *Johnson (*HB 3426 by *Sexton)

Utilities, Utility Districts - As introduced, extends certain provisions regarding financially distressed utility districts to public utilities subject to TRA jurisdiction. - Amends TCA Title 7, Chapter 82.

39. SB 3315 by *Johnson (*HB 3372 by *White)

Chapter 7.

Workers Compensation - As introduced, extends time period for advisory council on workers' compensation to provide specified information to the general assembly from 10 days to 14 days. - Amends TCA Title 29; Title 50, Chapter 6 and Title 56.

40. SB 3657 by *Johnson, Ramsey, Watson, Ketron (*HB 3430 by *Matlock) Unemployment Compensation - As introduced, allows employer to qualify as "seasonal employer" for purposes of unemployment insurance benefits. - Amends TCA Title 50,

41. SB 3658 by *Johnson, Ramsey, Watson, Ketron (*HB 3431 by *Matlock) Unemployment Compensation - As introduced, enacts the "Unemployment Insurance Accountability Act of 2012." - Amends TCA Title 50.

42. SB 3659 by *Johnson, Ramsey, Watson, Ketron (*HB 3429 by *Matlock)

Unemployment Compensation - As introduced, requires department of labor and workforce development to implement an Internet-based system that allows employers to receive notices electronically and to submit separation information electronically; requires more information be included on unemployment insurance tax statement at request of employer. - Amends TCA Title 4, Chapter 3, Part 14 and Title 50, Chapter 7.

43. ***SB 2727 by** ***Kelsey** (HB 2938 by *Sexton, Marsh)

Economic and Community Development - As introduced, requires the state agency responsible for processing applications for grant funds relating to workforce development to accept electronic signatures in the same manner as it accepts physical signatures. - Amends TCA Title 4, Chapter 3, Part 14; Title 47, Chapter 10 and Title 50.

44. SB 2821 by *Kelsey (*HB 2924 by *Sparks)

Labor - As introduced, establishes certain public policies for employees under right to work law; provides for employers to post certain notices; provides for certain enforcement responsibilities by the department of labor and workforce development. - Amends TCA Title 50, Chapter 1, Part 2.

45. SB 3277 by *Kelsey, Ramsey (*HB 3401 by *Maggart)

Telecommunications - As introduced, requires entities to allow pole attachments and establishes process for resolving pole attachment disputes. - Amends TCA Title 65, Chapter 21.

46. SB 2565 by *Ketron (*HB 2669 by *Faison, Casada, Powers, Holt)

Child Labor - As introduced, specifies that no public funds of this state or any political subdivision thereof shall be allocated to the regulation or enforcement of any change made to certain rules regarding the employment of children in an agricultural setting. - Amends TCA Title 43; Title 50, Chapter 3 and Title 50, Chapter 5.

47. *SB 2596 by *Ketron (HB 3112 by *Curtiss)

Insurance Companies, Agents, Brokers, Policies - As introduced, exempts certain insurers of commercial risk insurance from filing with the commissioner of commerce and insurance all rates, supplementary rate information, policy forms and endorsements; requires such insurers to place a written disclaimer of such exemption in the policy or application. - Amends TCA Title 56, Chapter 5.

48. ***SB 2830 by *Ketron** (HB 3806 by *White, Womick, Maggart)

Workers Compensation - As introduced, applies the Governmental Tort Liability Act to certain government entities for workers' compensation purposes. - Amends TCA Title 29, Chapter 20; Title 49, Chapter 5 and Title 50, Chapter 6.

49. SB 3676 by *Kyle (*HB 3351 by *Miller L)

Labor and Workforce Development, Dept. of - As introduced, allows the department no more than 90, instead of 60, days to conduct a show cause hearing for the employer to demonstrate the employer's failure to secure payment of compensation. - Amends TCA Title 4, Chapter 3, Part 14 and Title 50, Chapter 6, Part 4.

50. SB 3677 by *Kyle (*HB 3352 by *Miller L)

Financial Institutions, Dept. of - As introduced, decreases the amount of time for the commissioner to report to the governor after the end of a calendar year from 60 to 45 days. - Amends TCA Title 45.

51. SB 2993 by *Marrero (*HB 3189 by *Stewart)

Banks and Financial Institutions - As introduced, requires persons licensed under the Deferred Presentment Services Act to file annual reports of certain information with the commissioner of financial institutions by October 1 of each year instead of September 1. -

52. SB 2994 by *Marrero (*HB 3188 by *Stewart)

Banks and Financial Institutions - As introduced, increases from \$1,000 to \$2,000 the amount of civil penalty that the commissioner of financial institutions may assess for each transaction in violation, or each day that a violation occurs, of the Deferred Presentment Services Act. - Amends amend TCA.

53. SB 2995 by *Marrero (*HB 3187 by *Stewart)

Banks and Financial Institutions - As introduced, increases from \$500 to \$1,000 the license fee for any person engaging in the business of deferred presentment services in this state. -

54. *SB 3418 by *Marrero (HB 3680 by *Towns)

Gas, Petroleum Products, Volatile Oils - As introduced, requires truck stops to remove abandoned tires from their property within 24 hours. - Amends TCA Title 68, Chapter 211, Part 8.

55. ***SB 1286 by** ***Massey** (HB 1978 by *Haynes, Todd)

Funeral Directors and Embalmers - As introduced, requires hard or electronic copies of pre-need contracts and pre-need insurance arrangements be maintained; deletes prohibition against promises of a rebate, discount or reduction in price upon the death of any person. - Amends TCA Section 62-5-409 and Section 62-5-411.

56. SB 3193 by *Massey (*HB 3299 by *Dunn)

Short Term Loans and Lenders - As introduced, requires pawnbrokers to file their daily transaction reports with the appropriate law enforcement agencies within the same timeframe as is currently required for the daily transaction reports of scrap jewelry and metal dealers. - Amends TCA Title 38, Chapter 1, Part 2 and Title 45, Chapter 6, Part 2.

57. ***SB 3396 by** ***Massey**, **McNally** (HB 3823 by *Dunn)

Professions and Occupations - As introduced, requires scrap jewelry and metal dealers to have a computer system in operation to log certain information if so requested by a law enforcement agency; requires such dealers to photograph their inventory and retain such photographs for two years. - Amends TCA Title 38, Chapter 1, Part 2.

58. ***SB 3397 by** ***Massey**, **McNally** (HB 3822 by *Carr)

Short Term Loans and Lenders - As introduced, requires pawnbrokers to have a computer system in operation to log certain information if so requested by a law enforcement agency; to photograph their inventory and retain such photographs for two years; and to take certain thumbprints from the pledgor. - Amends TCA Title 4; Title 39 and Title 45, Chapter 6, Part 2.

59. SB 3429 by *Massey (*HB 3494 by *Casada)

Fireworks - As introduced, exempts from local regulation of fireworks the sale and use of fireworks and certain novelty non-explosive devices; prohibits local governments from prohibiting the sale of certain items. - Amends TCA Title 68, Chapter 104, Part 1.

60. SB 2429 by *McNally (*HB 2404 by *Ragan)

Short Term Loans and Lenders - As introduced, adds Anderson County to list of counties requiring pawnshops to maintain computer records of all transactions of goods sold and pledged. - Amends TCA Title 45, Chapter 6.

61. *SB 3217 by *McNally (HB 3602 by *Sargent)

Public Funds and Financing - As introduced, changes requirements for federal home loan banks in regard to the issuance of letters of credit as eligible collateral for public funds to require that the banks be rated "investment grade" by at least one nationally recognized securities rating service instead of being rated in the highest category by at least two nationally recognized securities rating services. - Amends TCA Section 9-4-103(9)(A).

62. SB 2206 by *Norris (*HB 2344 by *McCormick, Wirgau)

Economic and Community Development - As introduced, clarifies purposes of FastTrack programs; requires certain reports be submitted to secretary of state; revises other provisions governing The Tennessee Job Growth Act of 2005. - Amends TCA Section 4-3-715; Section 4-3-716 and Section 4-3-717.

63. SB 2944 by *Norris, Tracy (*HB 2974 by *McCormick, Haynes, Dunn, Dean, Ramsey, Sargent) Housing - As introduced, exempts certain residential real estate held by LLCs and limited partnerships as extended low-income housing commitments from property taxes. - Amends TCA Title 67.

64. SB 1864 by *Overbey (*HB 1570 by *Swann)

Short Term Loans and Lenders - As introduced, requires all pawnbrokers to take thumbprint of any person pledging property at a pawnshop; requires pawnbrokers to require state or federal photo identification card of anyone pawning property and photocopy such identification. - Amends TCA Title 45, Chapter 6, Part 2.

65. ***SB 2912** by ***Overbey** (HB 3275 by *Harrison)

Corporations, For Profit - As introduced, extends the attorney general and reporter's deadline of objection for any proposed public benefit hospital conveyance transaction from 45 days to 60 days and provides an additional 45-day extension to review and consider the transaction. - Amends TCA Title 48, Chapter 68.

66. *SB 2916 by *Overbey (HB 3300 by *Fitzhugh, Forgety)

Funeral Directors and Embalmers - As introduced, establishes priority of right to the disposition of human remains and limits certain liability of funeral establishments and funeral directors. - Amends TCA Title 32; Title 47; Title 62, Chapter 5 and Title 68.

67. SB 2923 by *Overbey (*HB 2808 by *Dennis)

Workers Compensation - As introduced, clarifies that either party in a worker's compensation dispute may bring suit in the county in which the employee resided at the time of the injury, revising current law's requirement that it be the county where the employee resides, when issues remain after the benefit review conference. - Amends TCA Title 50.

68. SB 3233 by *Overbey (*HB 3396 by *Swann)

Industrial Development - As introduced, includes land, improvements, and machinery used or suitable for use in the production, treatment, processing, or transportation of biofuels and other similar products in the definition of "project" under the provisions governing projects by industrial development corporations. - Amends TCA Title 7, Chapter 53.

69. SB 2754 by *Southerland (*HB 2671 by *Faison)

Employees, Employers - As introduced, clarifies that the requirement for the distribution to servers of service charges or gratuities automatically added to a bill does not apply to charges or fees paid by guests to stay at a guest ranch. - Amends TCA Title 50, Chapter 2, Part 1.

70. *SB 2870 by *Southerland (HB 3567 by *Sanderson, Johnson P)

Fire Prevention and Investigation - As introduced, requires specified disclosures related to fire suppression and other related services on residential real estate disclosure form; must identify organization that provides such services; such organizations must respond to request for information necessary to complete the form within 10 business days of request for information. - Amends TCA Title 5, Chapter 17; Title 12, Chapter 3; Title 66, Chapter 5 and Title 68, Chapter 102.

71. SB 2871 by *Southerland (*HB 3030 by *Hawk)

Public Works Projects - As introduced, increases threshold for public works that require a registered architect, registered engineer, or registered landscape architect from \$25,000 to \$150,000; increases the \$150,000 amount by CPI every odd-numbered year. - Amends TCA Title 62, Chapter 2.

72. SB 3445 by *Southerland (*HB 2927 by *Sparks)

Short Term Loans and Lenders - As introduced, limits the ability of a title pledge lender to assess and collect, as reimbursement, a charge for repossession of a vehicle that is the subject of a title pledge agreement. - Amends TCA Section 45-15-111.

73. *SB 3452 by *Southerland (HB 3792 by *Carr)

Funeral Directors and Embalmers - As introduced, clarifies that every person desiring to engage in the practice or business of embalming, not previously licensed in this state, must make application to the board of funeral directors and embalmers along with a nonrefundable fee; clarifies that the operator of a crematory facility must obtain a permit for cremation of human remains prior to performing a cremation. - Amends TCA Title 62, Chapter 5.

74. SB 1985 by *Stewart, Beavers, Faulk (*HB 1087 by *Casada, DeBerry L)

Insurance, Health, Accident - As introduced, mandates that any insurer that provides health insurance coverage for cancer chemotherapy treatment must provide coverage for a prescribed, orally administered anticancer medication used to kill or slow the growth of cancerous cells. - Amends TCA Title 56.

75. ***SB 3130 by** ***Stewart** (HB 3757 by *Turner M)

Employees, Employers - As introduced, prohibits discrimination in employment on the basis of an individual's status or history of unemployment. - Amends TCA Title 50.

76. *SB 3369 by *Stewart (HB 3755 by *Turner M)

Economic and Community Development - As introduced, requires the commissioner of economic and community development to annually report to certain committees in the general assembly by February 1 of each year concerning data compiled from each agency that receives public funding to assist small businesses. -

77. *SB 3571 by *Stewart (HB 3740 by *Alexander)

Real Property - As introduced, prohibits the transfer of a possessory interest in a deed of trust, mortgage or other lien securing the payment of money or other thing of value on an owner-occupied residence while a foreclosure is pending. - Amends TCA Title 29; Title 35, Chapter 5; Title 45, Chapter 20; Title 47 and Title 66.

78. SB 3264 by *Tate, Ketron (*HB 3472 by *Todd)

Sports - As introduced, revises the Tennessee Athletic Commission Act of 2008. - Amends TCA Title 68, Chapter 115.

79. SB 3327 by *Tate (*HB 3532 by *Hardaway, Curtiss)

Insurance, Liability - As introduced, makes it a Class A misdemeanor for a person or business to engage in the repossession of motor vehicles without having liability insurance with coverage limits of at least \$1 million; each day in violation is a separate offense. - Amends TCA Title 39; Title 40; Title 45; Title 54; Title 55; Title 56; Title 62 and Title 68.

80. SB 3502 by *Tate (*HB 3581 by *Carr)

Professions and Occupations - As introduced, requires the commissioner of commerce and insurance to maintain a registry of current locksmiths and any disciplinary actions against them on the department's web site. - Amends TCA Title 62, Chapter 11.

81. SB 3506 by *Tate (*HB 3639 by *Haynes)

Employees, Employers - As introduced, redefines "employee" under the Tennessee Lawful Employment Act to mean "any Tennessee resident" instead of "any individual"; requires employers who enroll in E-Verify to use such program; changes date by which certain employers must comply with certain provisions of the Act from January 1, 2013 to January 1, 2014. - Amends TCA Title 50, Chapter 1.

82. ***SB** 3589 by *Tate (HB 3781 by *Naifeh, Hardaway, Dean, McCormick, Favors, Brown, Gotto, Eldridge, Holt, Halford, Parkinson, Shaw, White, Montgomery, Brooks H, Todd, Armstrong, Miller L, Towns, Maggart, Wirgau, Shepard, Harrison, Alexander, Lollar, Camper, Shipley, Sargent, Forgety, Cobb, Matheny, Ragan, Williams K, Haynes, Williams R, McDaniel, Swann, McDonald, Stewart, Richardson, Turner J, DeBerry L, Rich)

Insurance Companies, Agents, Brokers, Policies - As introduced, allows a charitable organization to calculate reserves using the Annuity 2000 Mortality Table and other interest assumption, or other mortality table; allows organization to maintain a separate Tennessee account; allows the commissioner to designate a later time for the organization to submit an audited report. - Amends TCA Title 56, Chapter 52.

83. *SB 2492 by *Tracy, Ketron (HB 2639 by *Watson, Gotto)

Codes - As introduced, prohibits sprinkler requirements in local building codes in one-family and two-family dwellings. - Amends TCA Section 68-120-101.

84. SB 2496 by *Tracy, Ketron (*HB 2612 by *Brooks H, Hardaway, Campbell, Fitzhugh, Shaw, Miller L, Evans, Parkinson, Elam)

Business and Commerce - As introduced, enacts the "Small Business Incentive Act." - Amends TCA Title 4; Title 8; Title 12; Title 48; Title 50 and Title 67.

85. SB 2811 by *Tracy (*HB 2608 by *Brooks K)

Short Term Loans and Lenders - As introduced, requires certain pawnbrokers and scrap jewelry and metal dealers to be bonded. - Amends TCA Title 38 and Title 45.

86. ***SB 2895 by** ***Tracy** (HB 3246 by *Matheny)

Professions and Occupations - As introduced, increases from three years to four years the amount of time a scrap metal dealer must maintain records of scrap metal transactions on site and available for inspection. - Amends TCA Title 62.

87. SB 3055 by *Tracy, Ketron (*HB 2467 by *Carr)

Immigration - As introduced, clarifies that a tax form, as such term is used in the part, means any form issued by the United States internal revenue service. - Amends TCA Title 50, Chapter 1, Part 7.

88. SB 1338 by *Watson (*HB 0569 by *Dennis, Favors)

Physicians and Surgeons - As introduced, regulates the activities of radiology benefit managers with respect to orders or recommendations of treating physicians. - Amends TCA Title 56 and Title 63.

89. SB 2207 by *Norris, Watson (*HB 2345 by *McCormick, Brooks K)

Public Records - As introduced, classifies as confidential the due diligence materials submitted by a company to the department of economic and community development; confidentiality applies until such time as the provider of the material no longer requires its confidentiality. - Amends TCA Section 4-3-730.

90. ***SB 2292 by** ***Watson** (HB 2439 by *Dean, Hurley)

Financial Responsibility Law - As introduced, allows law enforcement and county clerks to electronically verify insurance status of any vehicle; provides that a valid insurance coverage indicator on the vehicle's electronic record shall be acceptable evidence of insurance in lieu of an officer requesting other types of evidence; prohibits issuance or renewal of title or registration unless insurance coverage is electronically verified. - Amends TCA Title 55, Chapter 12; Title 55, Chapter 3; Title 55, Chapter 4 and Title 56.

SENATE

JUDICIARY COMMITTEE CALENDAR

TUESDAY, MARCH 20, 2012 3:30 PM - LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

BEAVERS (R) CHAIRMAN OVERBEY (R) VICE CHAIRMAN BELL (R) SECRETARY BARNES (D)
CAMPFIELD (R)
FORD (D)

KELSEY (R) MARRERO (D) YAGER (R)

1. SR 0078 by *Beavers

Court Rules - Approves amendments and revisions to Tennessee rules of civil procedure. -

2. SB 2123 by *Overbey, Ketron, Norris, Southerland (*HB 2162 by *Shipley, Hurley, Powers, Keisling, Forgety, Sparks)

Criminal Offenses - As introduced, enacts the "Caylee Anthony Act." - Amends TCA Title 37; Title 38; Title 39 and Title 40.

- **3. SB 2913 by *Overbey** (*HB 2749 by *Shipley, Maggart, Gotto, Hurley, Faison) DUI Offenses As introduced, requires judge to order use of functioning ignition interlock system if judge grants application for a restricted license following an implied consent violation for refusing to take alcohol test. Amends TCA Title 55, Chapter 10, Part 4.
- **4. SB 2914 by *Overbey** (*HB 2752 by *Shipley, Hurley, Maggart, Gotto)

 DUI Offenses As introduced, clarifies that a person may be compelled to submit to an alcohol test under the implied consent law by other provisions of law, court order or search warrant. Amends TCA Title 55, Chapter 10, Part 4.
- **5. SB 2915 by *Overbey** (*HB 2750 by *Shipley, Maggart, Gotto)

 DUI Offenses As introduced, expands present law to provide that it is not a defense to a violation of the DUI statute that a person is or was lawfully entitled to use an intoxicant, marijuana, controlled substance, or other drug. Amends TCA Title 55, Chapter 10, Part 4.

6. *SB 3101 by *Norris, Ketron (HB 3717 by *McCormick, Elam)

Tort Liability and Reform - As introduced, provides that the damages that may be awarded in a health care liability action in which liability is admitted or established, are subject to the "Tennessee Civil Justice Reform Act of 2011." - Amends TCA Section 7-57-502; Section 8-42-101; Section 8-21-401; Section 9-8-307; Section 10-7-504; Section 28-3-104; Section 29-26-118; Section 29-26-119; Section 29-26-120; Section 29-26-121; Section 29-26-122; Section 29-26-202; Section 29-20-310; Section 29-26-115; Section 29-26-116; Section 29-26-117; Section 37-5-314; Section 56-3-111; Section 56-30-115; Section 56-31-114; Section 56-32-110; Section 56-32-130; Section 56-54-101; Section 56-54-102; Section 56-54-103; Section 56-54-104; Section 56-54-105; Section 56-54-106; Section 56-7-1001; Section 56-7-101; Section 56-7-115; Section 56-8-104; Section 56-13-104; Section 56-19-125; Section 56-2-201; Section 56-27-115; Section 61-1-306; Section 62-3-121; Section 63-25-110; Section 63-27-112; Section 63-3-119; Section 63-30-111; Section 63-31-109; Section 63-4-114; Section 63-5-124; Section 63-51-105; Section 63-51-111; Section 63-51-117; Section 63-6-214; Section 63-6-219; Section 63-6-221; Section 63-6-234; Section 63-8-120; Section 63-9-111; Section 63-9-117; Section 63-11-215; Section 63-12-124; Section 63-13-209; Section 63-23-108; Section 68-140-311; Section 68-140-511 and Section 68-11-223.

7. SB 3631 by *Roberts (*HB 3097 by *Carr)

Criminal Offenses - As introduced, revises certain criminal provisions to include certain disruptive and illegal conduct involving unions and employee organizations. - Amends TCA Title 39, Chapter 12; Title 39, Chapter 14; Title 39, Chapter 16 and Title 39, Chapter 17.

8. SB 3635 by *Roberts (*HB 3398 by *Maggart)

Sexual Offenders - As introduced, provides that the conveyance of real or personal property of a sexual offender used to violate a provision of the sex offender registry is subject to forfeiture if the victim was a minor. - Amends TCA Title 39, Chapter 13, Part 5.

9. SB 3637 by *Roberts (*HB 3320 by *Sparks, Womick, Sanderson)

Firearms and Ammunition - As introduced, permits a county or municipal correctional officer to carry a firearm if the officer has completed POST firearms training and is authorized to carry by the sheriff. - Amends TCA Title 5; Title 6; Title 7; Title 8; Title 38 and Title 39, Chapter 17.

10. *SB 3084 by *Berke (HB 3334 by *Fitzhugh)

Remedies and Special Proceedings - As introduced, removes requirement of separately considering the vicarious liability for noneconomic damages of a defendant and the liability of an agent, employee or representative of the defendant. - Amends TCA Title 29, Chapter 39.

11. *SB 0562 by *Berke (HB 1706 by *Stewart)

Criminal Procedure - As introduced, provides that court or jury may take into consideration the defendant's personal income and ability to pay when determining the amount of criminal fine to assess, if any. - Amends TCA Title 40, Chapter 35, Part 3.

12. *SB 3002 by *Faulk, Gresham, Beavers, Summerville (HB 3560 by *Bass, Evans, Eldridge, Faison, Weaver, Matheny, Pody, Wirgau, Tidwell, Holt, Floyd, Shipley, Ragan, Campbell, Butt, Keisling, Windle, Halford, Hill, Sanderson, Casada, Parkinson, Swann, Lollar, Alexander, Hall, Gotto, Ford, Forgety, Rich)

Firearms and Ammunition - As introduced, prevents employers and landowners from prohibiting individuals licensed to carry from storing guns in locked, personal vehicles. - Amends TCA Title 39 and Title 40.

13. *SB 3642 by *Faulk, Ramsey, Ketron (HB 3700 by *Dennis)

Criminal Procedure - As introduced, clarifies that a defendant cannot get records expunged if convicted of an offense other than the charged offense or convicted of one offense in a multi-count indictment, including lesser included offenses. - Amends TCA Title 40, Chapter 32, Part 1.

14. SB 2619 by *Faulk (*HB 2441 by *Dean)

Criminal Procedure - As introduced, eliminates the 72-hour time period restriction on determinations concerning good cause where the surrender is based on a conditional or final judgment of forfeiture issued by the court. - Amends TCA Section 40-11-137.

- **15. SB 2997 by *Marrero** (*HB 2853 by *Maggart, Hurley, Hardaway, Floyd, White) Sexual Offenders As introduced, adds the offense of promoting prostitution to the list of sexual offenses requiring registration under the sex offender registry and adds second offense promoting prostitution to the list of violent sexual offenses. Amends TCA Title 40, Chapter 39, Part 2.
- **16. *SB 2368 by *Marrero , Harper** (HB 2488 by *Coley, Hurley, Cooper B, Maggart, Camper, Weaver, Favors, Jones S, Floyd, Sparks, Brown, Todd, Swann, Gilmore, Richardson)

Criminal Offenses - As introduced, enhances the penalty for involuntary labor servitude where the victim was under age 13 and adds means by which the crime is possible. - Amends TCA Title 39, Chapter 13 and Title 40.

17. SB 2371 by *Marrero, Harper, Summerville (*HB 2493 by *Coley, Jones S, Floyd, Sparks, Maggart, Swann, Todd, Brown, Gilmore, Richardson, Sontany)

Criminal Offenses - As introduced, creates the offense of trafficking for commercial sex acts and describes acts that constitute the crime. -

18. *SB 2590 by *Marrero (HB 2823 by *Coley, McCormick, Floyd, Sparks, Brown, Todd, Swann, Maggart, Jones S, Gilmore, Sontany)

Criminal Offenses - As introduced, grants immunity from prosecution of prostitution where a person is a victim of involuntary labor servitude, sexual servitude, or where the person is a victim as defined under the federal Trafficking Victims Protection Act. - Amends TCA Title 39 and Title 40.

19. *SB 2862 by *Barnes (HB 3193 by *Stewart)

Drugs, Over the Counter - As introduced, provides certain penalties for any person or entity selling or introducing certain synthetic drugs as products and labeling such drugs for a use that the person or entity knows or reasonably should know will not be the intended use. - Amends TCA Title 39; Title 40 and Title 47, Chapter 18.

20. ***SB 2569 by** ***Barnes** (HB 2744 by *Pitts, Hurley)

Child Custody and Support - As introduced, amends the Criminal Injuries Compensation Fund to provide an attachment or lien on the judgment to satisfy child support arrearages. - Amends TCA Title 29, Chapter 13.

21. SB 2956 by *Barnes (*HB 3069 by *DeBerry J)

Courts, Juvenile - As introduced, makes various changes to expunction of court files and records in juvenile court cases, allows unruly juveniles to petition for expunction of court files and records, and extends expunction to other scientific methods of establishing identity. - Amends TCA Section 37-1-155; Section 37-1-153 and Section 40-32-101.

22. SB 2957 by *Barnes (*HB 3071 by *DeBerry J)

Children - As introduced, states that training for guardians ad litem shall include early childhood, child and adolescent development provided by a qualified professional; requires permanency hearings for children in foster care to be held within 12 months of previous permanency hearing. - Amends TCA Section 37-1-149; Section 37-2-409 and Section 37-1-129.

23. SB 2958 by *Barnes (*HB 3070 by *DeBerry J)

Children - As introduced, requires petitions in juvenile court cases to list the legal parents and any persons alleged to be the biological father of the child; requires a copy of the summons in such cases be sent to the legal parents and any persons alleged to be the biological father of the child. - Amends TCA Section 37-1-121 and Section 37-1-120.

24. ***SB 2769 by** ***Barnes** (HB 3055 by *Johnson C)

Courts, Circuit - As introduced, authorizes collection of criminal court fines, costs and litigation taxes in same manner as civil debt. - Amends TCA Title 20 and Title 40.

25. SB 2844 by *Barnes (*HB 2188 by *Johnson C)

Child Custody and Support - As introduced, clarifies definitions that apply to parents in the armed forces seeking modification of orders concerning parenting. - Amends TCA Title 36.

26. ***SB 3652** by ***Bell, Ramsey, Ketron** (HB 3691 by *Dennis)

Judges and Chancellors - As introduced, requires speakers to appoint all nine members of the judicial evaluation commission since the judicial council no longer exists. - Amends TCA Title 17, Chapter 4, Part 2.

27. SB 2200 by *Norris, Bell (*HB 2338 by *McCormick, Brooks K)

Child Custody and Support - As introduced, revises provisions governing placement of child outside the care of the child's parent or guardian by a court order as grounds for the initiation of the termination of parental rights. - Amends TCA Section 36-1-113.

28. ***SB 2697 by** ***Bell** (HB 2890 by *Watson)

Drug and Alcohol Rehabilitation - As introduced, provides that a person is eligible for drug court if the person has been charged with but not convicted of a violent felony or does not have a pattern of convictions for violent misdemeanors. - Amends TCA Title 16, Chapter 22, Part 1.

29. SB 2688 by *Crowe (*HB 2654 by *Watson)

Bail, Bail Bonds - As introduced, authorizes the suspension or withholding of approval of a professional bondsman if such bondsman was convicted of the equivalent of a Class A misdemeanor in any state. - Amends TCA Section 40-11-125.

30. SB 2656 by *Crowe (*HB 2787 by *Campbell)

Sentencing - As introduced, provides that a person who is convicted of an offense involving a motor vehicle that injures or kills two or more first responders who are acting in the line of duty at the scene of or in route to or from an accident or medical emergency must serve any sentences received consecutively rather than concurrently. - Amends TCA Section 40-35-115.

31. SB 3278 by *Kelsey (*HB 3478 by *Evans)

Nuisances - As introduced, prohibits state and local government employees from installing or using high frequency sound emitting devices for crowd control. - Amends TCA Title 4; Title 5; Title 6; Title 7; Title 8, Chapter 50; Title 39 and Title 47, Chapter 18.

32. SB 2822 by *Kelsey, Marrero , Kyle (*HB 2966 by *Coley, Miller L, Parkinson, McManus, Turner J, Kernell, Camper, DeBerry J, Cooper B, Lollar, Richardson, White) Courts, General Sessions - As introduced, clarifies that referees have the power of a trial court and the same authority as the judge directing the case to the referee in Shelby County environmental court. - Amends Chapter 772 of the Public Acts of 1982, as amended.

33. SB 3654 by *Kelsey, Ramsey, Ketron (*HB 3282 by *Maggart)

Judges and Chancellors - As introduced, allows members of the judicial nominating commission to serve successive terms; allows solicitor general and employees of the attorney general to serve on the commission; allows members to participate in meetings by telephone if three or fewer applicants; allows members continuance in court hearings if commission meeting scheduled. - Amends TCA Title 17, Chapter 4, Part 1.

34. ***SB 3047** by ***Kelsey** (HB 3321 by *Dennis)

Search & Seizure - As introduced, prohibits the use of unmanned aircraft or similar structures for the purpose of conducting investigations or surveillance where the investigating agency does not have a search warrant for the property under surveillance. - Amends TCA Title 39 and Title 40.

35. *SB 2950 by *Kelsey (HB 3274 by *Elam, Eldridge, Casada, Floyd, Hensley, Williams R, Sparks)

Motor Vehicles - As introduced, prevents car dealerships from being held vicariously liable when loaning a vehicle to a customer with proof of insurance, except in the case of gross negligence. - Amends TCA Title 55.

36. SB 2604 by *Beavers (*HB 2678 by *Carr)

Bail, Bail Bonds - As introduced, declares a defendant who is unlawfully present in the United States and has committed certain traffic violations to be deemed a risk of flight for bail purposes; authorizes clerks to set bail for such defendants at a higher amount than normally permitted. - Amends TCA Title 39; Title 40 and Title 55.

37. SB 2350 by *Beavers (*HB 2466 by *Carr, McManus, Bass, Moore, Curtiss, Matheny, Rich, Faison, Hawk, Johnson P, Brooks K, Sargent, Coley, Watson, Turner M, Fitzhugh, Towns, Evans)

Arrests - As introduced, requires an officer to arrest drivers involved in accidents resulting in serious bodily injury or death when such drivers lack a valid driver license and evidence of financial responsibility; prohibits the issuance of a citation in lieu of arrest in such circumstances. - Amends TCA Title 39; Title 40; Title 55, Chapter 10; Title 55, Chapter 12; Title 55, Chapter 50 and Title 55, Chapter 8.

38. SB 3018 by *Beavers (*HB 3175 by *Shipley, Sexton, Halford, Evans, Weaver, Hurley, Butt, Campbell, Turner M, Shepard, Armstrong, Parkinson)

Criminal Offenses - As introduced, implements various procedures concerning controlled substance analogues in the same manner in which those procedures are carried out concerning controlled substances. - Amends TCA Title 4; Title 7; Title 8; Title 10; Title 29; Title 36; Title 37; Title 38; Title 39; Title 40; Title 41; Title 49; Title 50; Title 53; Title 55; Title 57; Title 62; Title 63; Title 65; Title 67 and Title 68.

39. SB 2679 by *Beavers, Ketron (*HB 2834 by *Rich, Curtiss, Womick)

Criminal Offenses - As introduced, grants immunity for those who report certain injuries in good faith and specifies that the reporting requirement for those injuries is within two business days. - Amends TCA Title 38 and Title 39.

40. SB 2853 by *Yager (*HB 2633 by *Lundberg)

Clerks, Court - As introduced, increases by \$2.00 the filing fee charged by clerks and data fee entry chargeable by clerks, except in certain cases brought by the state and state agencies. - Amends TCA Section 8-21-401 and Section 8-21-409.

41. *SB 2961 by *Yager (HB 3254 by *Haynes)

Registers of Deeds - As introduced, allows the name and address of the person that prepared an instrument that conveys or encumbers the title to real estate or personal property to appear anywhere within the instrument; revises other registration provisions. - Amends TCA Section 66-24-115.

42. ***SB 2407** by ***McNally** (HB 2569 by ***Dunn**)

Controlled Substances - As introduced, expands responsibility to report under "doctor shopping" laws; permits hospitals access to database for certain purposes and immunizes them from liability; requires photo identification for persons picking up prescriptions; allows federal law enforcement to access database without warrant; requires real-time access for law enforcement and pharmacists; requires pain clinics to be owned by Tennessee doctors or hospitals; penalizes interference with pharmacists' decisions to fill prescriptions; requires methadone clinics to query database. - Amends TCA Title 39, Chapter 17, Part 4; Title 53, Chapter 10, Part 3; Title 53, Chapter 11, Part 3; Section 53-11-402; Title 63, Chapter 1, Part 3; Title 63, Chapter 10, Part 2 and Title 71, Chapter 5, Part 26.

43. *SB 3743 by *McNally (HB 3826 by *Stewart)

Clerks, Court - As introduced, authorizes certain counties to levy a \$1.00 litigation tax on each petition, warrant and citation to fund victim-offender mediation centers and initiatives. - Amends TCA Title 16, Chapter 20, Part 1.

44. ***SB 2408 by** ***McNally** (HB 2570 by *Dunn)

Drugs, Prescription - As introduced, classifies willful failure to report information to the controlled substance database a misdemeanor criminal offense. - Amends TCA Section 53-10-307.

45. *SB 2507 by *Tracy (HB 2645 by *Williams R, Hensley, Sexton, White, Shipley, Maggart, Powers, Ragan, Hall, Pody, Campbell, Lundberg, Ford)

Criminal Offenses - As introduced, expands the drugs whose production, manufacture, distribution, or sale would be a crime under the present law offense regarding synthetic derivatives or analogues of methcathinone. - Amends TCA Title 39.

46. *SB 2806 by *Tracy (HB 3264 by *Halford)

Law Enforcement - As introduced, authorizes the peace officer standards and training commission to exempt from basic law enforcement training those police recruits who have earned a bachelor's degree in criminal science, provided they meet other training requirements. - Amends TCA Title 38.

47. SB 2194 by *Southerland (*HB 2226 by *Miller D)

Criminal Offenses - As introduced, criminalizes possession, use, transfer or installation of software designed to manipulate retail records of transactions for evading payment of sales tax to the state. - Amends TCA Title 38; Title 39; Title 40 and Title 67.

48. SB 2874 by *Southerland (*HB 3028 by *Hawk)

Criminal Offenses - As introduced, expands definition of severe child abuse to include abuse resulting from a mother's ingestion of illegal drugs during pregnancy. - Amends TCA Title 36; Title 37, Chapter 1 and Title 39, Chapter 15.

49. SB 2480 by *Johnson, Ketron (*HB 2215 by *Casada, Faison, Eldridge, Butt, Elam, Evans, Hardaway, Womick, Pody, Shipley, Campbell, Hurley, Moore, Hall, Keisling, Parkinson, Ragan, Favors, Gotto, Forgety, Sexton, White, Williams R, Brooks H, Sanderson, Miller D)

Tort Liability and Reform - As introduced, provides immunity for first responders when using forcible entry to enter premises to render emergency medical assistance when responding to 911 call; enacts "Jaclyn's Law." - Amends TCA Title 7, Chapter 86; Title 29; Title 63, Chapter 6 and Title 68, Chapter 140.

50. SB 2487 by *Johnson (*HB 2453 by *Sargent)

Gambling - As introduced, exempts nonprofit corporations from paying gambling machine manufacturing fees if the nonprofit is licensed by the Tennessee department of mental health and certified by the Tennessee department of human services to provide vocational rehabilitation job training programs. - Amends TCA Title 39.

TRANSPORTATION AND SAFETY COMMITTEE CALENDAR

WEDNESDAY, MARCH 21, 2012 8:30 AM - LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

TRACY (R) CHAIRMANBARNES (D)HENRY (D)SOUTHERLAND (R) VICE CHAIRMANBEAVERS (R)KETRON (R)YAGER (R) SECRETARYBERKE (D)MASSEY (R)

CONSENT CALENDAR

1. *SJR 0629 by *Stewart

Highway Signs - "Spc. Jeremy Lynn Brown Memorial Bridge," S.R. 56 in McMinnville, Warren County. -

2. *SJR 0644 by *Gresham

Highway Signs - "Scotty Plunk Memorial Highway," segment of U.S. 64 in Hardeman County. -

TRANSPORTATION AND SAFETY COMMITTEE CALENDAR

WEDNESDAY, MARCH 21, 2012 8:30 AM - LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

TRACY (R) CHAIRMAN	BARNES (D)	HENRY (D)
SOUTHERLAND (R) VICE CHAIRMAN	BEAVERS (R)	KETRON (R)
YAGER (R) SECRETARY	BERKE (D)	Massey (R)

FINAL CALENDAR

1. *SB 3545 by *Crowe (HB 3763 by *Hill)

Special License Plates - As introduced, requires hospital specialty license plates to have a 500 plate minimum for issuance and renewal. - Amends TCA Title 55, Chapter 4.

2. SB 2499 by *Finney L (*HB 2591 by *McDonald)

Motor Vehicles - As introduced, authorizes any law enforcement official, instead of only highway patrol officers, to stop and test vehicles for noncompliance with headlamp requirements. - Amends TCA Title 55, Chapter 9.

3. *SB 3169 by *Haynes (HB 3466 by *McDonald, Dean, Johnson P)

Motor Vehicles - As introduced, specifies that the amount of the fine for failing to use a child restraint system in a rear facing position is \$75.00, and not a maximum of \$50.00; requires that children up to age two, instead of one, must be protected in such systems. - Amends TCA Title 55, Chapter 9.

4. ***SB 3742 by** ***Herron** (HB 3749 by *Turner M)

Traffic Safety - As introduced, requires members of the highway patrol investigating motor vehicle accidents on interstates to note on the accident report whether a physical barrier would have prevented the accident or would have prevented deaths or serious bodily injury. - Amends TCA Title 55, Chapter 10.

5. SB 3758 by *Kyle (*HB 3675 by *Towns)

Gas, Petroleum Products, Volatile Oils - As introduced, defines truck stops to include refueling stations and gas stations. - Amends TCA Title 1, Chapter 3, Part 1.

6. SB 2999 by *Marrero (*HB 2647 by *Turner J, Favors)

Special License Plates - As introduced, authorizes until July 1, 2013, for sufficient number of applicants for Sigma Gamma Rho license plates. - Amends TCA Section 55-4-261.

7. *SB 3417 by *Marrero (HB 3682 by *Towns)

Motor Vehicles - As introduced, requires tractor trailers and semitrailers to have mud flaps behind the rearmost wheels. - Amends TCA Title 55, Chapter 7.

8. *SB 3567 by *Marrero (HB 3703 by *Odom)

Special License Plates - As introduced, directs the legend of animal friendly new specialty license plates to bear "Spay/Neuter"; plates to be issued only after exhaustion of existing stock. - Amends TCA Title 55, Chapter 4.

9. SB 3403 by *Overbey (*HB 3504 by *Montgomery)

Motor Vehicles, Titling and Registration - As introduced, includes mini-trucks in the definition of medium-speed vehicles; allows mini-trucks to be titled and registered as medium-speed vehicles. - Amends TCA Title 55, Chapter 1, Part 1 and Section 55-50-102.

10. SB 3062 by *Barnes, Ford, Kyle, Marrero (*HB 3280 by *Moore)

Special License Plates - As introduced, authorizes issuance of Teamsters cultural license plates. - Amends TCA Title 55, Chapter 4.

11. *SB 0674 by *Tracy (HB 0916 by *Pody)

Motor Vehicles, Titling and Registration - As introduced, increases from three to five years the period of time that must elapse before an obsolete new specialty earmarked plate may be re-issued; specifies the type of plates that may not be re-issued in this period. - Amends TCA Title 54 and Title 55.

12. ***SB 0668** by ***Ketron**, **Tracy** (HB 0929 by *Johnson P)

Special License Plates - As introduced, requires comptroller to report any audit of a nonprofit organization receiving funds from sale of new specialty earmarked license plate to senate and house transportation committees within 30 days of audit. - Amends TCA Title 8; Title 54 and Title 55.

13. SB 0427 by *Southerland (*HB 0430 by *Hill)

Traffic Safety - As introduced, requires fines from certain traffic enforcement cameras be placed in a dedicated fund for permanent public works projects. - Amends TCA Title 5; Title 6; Title 7 and Title 55, Chapter 8.

14. SB 3616 by *Tracy (*HB 3627 by *Johnson P)

Regional Authorities and Special Districts - As introduced, clarifies definition of "authority" in provisions governing regional transportation authorities to include reconstituted authority of Middle Tennessee; removes reference to power of regional transportation authorities to condemn property pursuant to the provisions governing such authorities in furtherance of mass transit and transportation plans. - Amends TCA Title 29, Chapter 20 and Title 64, Chapter 8.

15. SB 3400 by *Yager (*HB 2631 by *Sanderson)

Special License Plates - As introduced, redesignates Masons and Tennessee Fraternal Order of Police license plates as specialty earmarked plates rather than new specialty earmarked plates and allocates revenues from such plates to such organizations. - Amends TCA Title 55, Chapter 4.

EDUCATION COMMITTEE CALENDAR

WEDNESDAY, MARCH 21, 2012 10:30 AM - LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

GRESHAM (R) CHAIRMAN TATE (D) VICE CHAIRMAN KELSEY (R) SECRETARY BERKE (D)
BURKS (D)
CAMPFIELD (R)

CROWE (R)
SUMMERVILLE (R)

TRACY(R)

1. SB 2970 by *Tracy (*HB 2766 by *Keisling)

Libraries - As introduced, requires CTAS to conduct a study of county librarians' salaries in this state as compared to those in states bordering this state; to recommend an appropriate minimum pay scale, if deemed necessary; and to submit the study to the state and local government committees on or before January 1, 2013. - Amends TCA Title 5; Title 6; Title 7; Title 8 and Title 10.

2. SB 3606 by *Haynes, Ketron (*HB 3505 by *Gilmore)

Education - As introduced, authorizes and encourages LEAs to partner with individuals, community and faith-based groups and organizations and for-profit and nonprofit entities to devise parental involvement programs that reward schools and classes and honor parents for participating in parenting classes that increase parental involvement in education and schools. - Amends TCA Title 49, Chapter 6, Part 70.

3. SB 2066 by *Norris (*HB 2114 by *Brooks K, Hardaway)

Education, Curriculum - As introduced, urges inclusion of study of Tennessee government at some appropriate grade level or levels in high school. - Amends TCA Title 49.

4. SB 2946 by *Norris, Summerville (*HB 3018 by *Lollar)

Tennessee Higher Education Commission - As introduced, requires a public hearing on any rule or regulation proposed by THEC prior to the rule or regulation becoming effective and requires any affected institution be given notice of the hearing and an opportunity to present evidence to the commission. - Amends TCA Section 49-7-2005.

5. ***SB 3709** by ***Haynes** (HB 3729 by *Gilmore)

Education - As introduced, urges that the course of instruction in public schools include instruction on the state symbols, their importance and meanings and appropriate display of the state flag. - Amends TCA Title 49, Chapter 6.

6. SB 3345 by *Ketron, Summerville, Tate, Tracy, Crowe (*HB 3540 by *Matheny, Brooks K, Forgety, Powers, Ragan, Williams R, Dunn)

Schools, Charter - As introduced, regulates charter schools' relationships with foreign entities and the use of non-immigrant foreign workers by charter schools. - Amends TCA Title 49, Chapter 13.

7. SB 3341 by *Ketron (*HB 2675 by *Carr)

Education - As introduced, requires teachers instructing in subjects wherein an end-of-course exam is administered to take such exam, provided annually by the state board of education, and pass with a score of 75 or greater. - Amends TCA Title 49, Chapter 6.

8. HJR 0662 by *Pitts, Cooper B

Naming and Designating - "Tennessee Campus Compact Day on the Hill," March 28, 2012 -

9. SB 2395 by *Bell, Burks (*HB 2461 by *Forgety, Keisling, Shepard, Pitts)

Education - As introduced, allows retired teachers' children who are under 24 years of age to receive a 25 percent discount at any state-operated institution of higher learning; provided, that the parent retired with 30 years of full-time creditable public school service. - Amends TCA Title 49, Chapter 7.

10. ***SB 3283** by ***Tracy**, **Tracy** (HB 3770 by *Ramsey)

Local Education Agencies - As introduced, allows county boards of education in counties that have adopted the County Financial Management System of 1981 to remove the LEA from such system and manage the board's financial affairs under general state law. - Amends TCA Title 5, Chapter 21.

11. SB 3632 by *Roberts (*HB 3616 by *Holt, Casada, Butt)

Education - As introduced, enacts the "Religious Viewpoints Antidiscrimination Act." - Amends TCA Title 49, Chapter 6.

12. SB 3597 by *Beavers (*HB 3576 by *Pody)

Education, Higher - As introduced, prohibits certain colleges and universities in this state from denying recognition, privileges or benefits to a student organization or group on the basis of religious content of the organization's or group's speech or the manner in which the organization or group determines its organizational affairs. - Amends TCA Title 49.

13. *SB 2187 by *Overbey (HB 2579 by *Montgomery)

Lottery, Scholarships and Programs - As introduced, changes a terminating event for receipt of the Tennessee HOPE scholarship from attempt at any postsecondary institution of a specified number of semester hours to receipt of the scholarship for a fixed number of full-time equivalent semesters. - Amends TCA Title 49, Chapter 4, Part 9.

14. SB 3056 by *Overbey (*HB 2862 by *Brooks H)

Teachers, Principals and School Personnel - As introduced, creates a state bonus for teachers scoring 3 or higher on their evaluations. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2; Title 49, Chapter 3 and Title 49, Chapter 5.

15. SB 3553 by *Tracy (*HB 3583 by *Carr)

Schools, Charter - As introduced, deletes an obsolete provision that required a charter school task force to file a report that has now been filed. - Amends TCA Title 49.

16. *SB 3159 by *Tracy (HB 3586 by *DeBerry J)

Schools, Charter - As introduced, includes in definition of underutilized and vacant property of an LEA schools in which the number of students enrolled is less than 50 percent of the school's capacity; authorizes comptroller to conduct a review of the LEA's catalog of underutilized and vacant property, if requested. - Amends TCA Title 49.

17. *SB 1180 by *Gresham, Summerville (HB 1507 by *Maggart)

Education - As introduced, requires the commissioner of education and executive director of the Tennessee higher education commission to present annual progress reports on Tennessee Challenge 2000 goals by March 15 to the select joint committee on education and education committees of the house and senate. - Amends TCA Title 8 and Title 49.

18. *SB 1181 by *Gresham (HB 1618 by *Brooks H)

Schools, Charter - As introduced, allows cities that do not operate city school systems to sponsor charter schools. - Amends TCA Title 49, Chapter 13.

19. *SB 2254 by *Gresham, Summerville (HB 2392 by *Hensley)

Education, Higher - As introduced, creates the office of higher education ombudsperson within the office of the comptroller of the treasury. - Amends TCA Title 49, Chapter 7.

20. SB 2488 by *Gresham (*HB 2548 by *Hill, Hardaway)

Education - As introduced, requires schools to notify parents, by way of student handbooks or policy guidebooks, of school-associated extracurricular activities and gives parents the opportunity to prohibit their child from participating. - Amends TCA Title 49, Chapter 6.

21. SB 2760 by *Gresham (*HB 2213 by *Maggart)

Education - As introduced, allows students to indicate that they do not wish to receive electronic advertisements and solicitations if students' e-mail addresses are used in campus directories. - Amends TCA Title 49.

22. SB 3028 by *Gresham (*HB 2953 by *Miller D)

Education - As introduced, increases the number of days from 150 to 160 per year and from 75 to 80 per semester that a student must be present for classroom instruction for a student's TCAP scores to be attributable to a specific teacher. - Amends TCA Title 37 and Title 49.

23. SB 3563 by *Gresham, Ketron (*HB 3611 by *Miller D)

Students - As introduced, revises school attendance requirements and truancy. - Amends TCA Title 37 and Title 49.

24. ***SB 3558 by** ***Ford** (HB 3679 by *Towns)

Students - As introduced, requires LEAs to include in student discipline codes a prohibition on students wearing on school grounds during the school day clothing that exposes underwear or body parts in an indecent manner that disrupts the learning environment. - Amends TCA Title 49.

25. SB 2630 by *Johnson (*HB 2566 by *Casada)

Education - As introduced, changes from September 30 to July 31 the date by which children must reach age four in order to enter pre-K or age five to enter kindergarten; permits a child to enter kindergarten at age four, if the parent requests entrance and the child is sufficiently mature. - Amends TCA Title 49, Chapter 6.

26. SB 2635 by *Johnson (*HB 2237 by *Sargent, Casada)

Teachers, Principals and School Personnel - As introduced, revises certain provisions concerning dismissal or suspension of teachers. - Amends TCA Title 49, Chapter 5, Part 5.

27. ***SB** 3310 by ***Johnson** (HB 3621 by *Gotto, Casada, Hensley, Dean, Weaver, White, Eldridge, Ragan, Matheny, Womick, Dunn, Carr, Holt)

Education, Curriculum - As introduced, requires that a family life education curriculum comply with certain restrictions. - Amends TCA Title 49, Chapter 6.

28. SB 2449 by *Finney L (*HB 2315 by *Fitzhugh, DeBerry L, Naifeh, Pitts, Coley, Stewart, Towns, Favors, Jones S, Cooper B, Turner J, Parkinson, Hardaway, Sontany, Camper, Brown)

Education - As introduced, postpones the use of the new teacher evaluation system. - Amends TCA Title 49.

29. SB 2450 by ***Finney** L (*HB 2324 by *Fitzhugh, DeBerry L, Naifeh, Pitts, Coley, Stewart, Towns, Favors, Jones S, Cooper B, Turner J, Parkinson, Hardaway, Sontany, Camper, Brown)

Education - As introduced, postpones the use of the new teacher evaluations and their use for tenure decisions. - Amends TCA Title 49.

30. SB 2453 by *Finney L (*HB 2306 by *Fitzhugh)

Schools, Charter - As introduced, clarifies that any public school is eligible to be converted to a charter school. - Amends TCA Title 49.

31. SB 2982 by *Burks (*HB 2999 by *Brooks H)

Basic Education Program (BEP) - As introduced, allows LEAs the option of using BEP funds for a building manager in lieu of an assistant principal. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 3.

32. SB 2986 by *Burks (*HB 3062 by *Williams R)

Education - As introduced, requires virtual schools and education programs to maintain teacher-pupil ratios set by the state board of education and to provide the same length of time for learning opportunities as required for other schools, but allow a student to move at the student's own pace; allows technology access to be provided through computer labs; makes an online course a requirement for graduation from high school beginning with the students entering ninth grade in the 2013-2014 school year. - Amends TCA Title 49.

33. SB 2689 by *Haynes (*HB 2704 by *Turner M)

Education - As introduced, prohibits use of state funds to pay dues or other fees required for an LEA to join or be a member of a professional organization. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 3.

34. *SB 2130 by *Finney L, Kyle, Barnes (HB 2314 by *Fitzhugh, DeBerry L, Turner M, Moore, Harmon, Naifeh, Shaw, Gilmore, Miller L, Shepard, Jones S, McDonald, Richardson, Turner J, Kernell, Hardaway, Parkinson, Favors, Pitts, Cooper B, Brown, Camper)

Board of Regents - As introduced, appropriates \$15 million to the board of regents to provide funding for equipment and program expansion at the technology centers. - Amends TCA Title 49.

35. SB 2454 by *Finney L (*HB 2318 by *Fitzhugh)

Lottery, Scholarships and Programs - As introduced, permits certain students, at their own option, to include grades from courses taken during summer semester 2011 in the cumulative grade point average for continuation of the Tennessee HOPE scholarship. - Amends TCA Title 49, Chapter 4, Part 9.

36. *SB 2654 by *Finney L (HB 2831 by *Fitzhugh)

Schools, Charter - As introduced, prohibits operation of or supply of goods or services to public charter schools by foreign nationals or organizations controlled by foreign nationals; prohibits foreign nationals, other than those who are lawful permanent residents of the United States, from teaching in public charter schools. - Amends TCA Title 49, Chapter 13.

37. *SB 1429 by *Woodson, McNally (HB 1954 by *Matlock)

Education - As introduced, broadens the purpose of certain statutory restrictions concerning who may enter school grounds during school hours. - Amends TCA Title 49.

38. SB 3044 by *McNally (*HB 2753 by *Hensley)

Education - As introduced, authorizes local boards of education to receive federal or private grants and to expend grant funds for purposes of the grant without seeking approval of or appropriation by the local legislative body; unless the grant requires matching funds. - Amends TCA Title 49, Chapter 2.

39. *SB 3048 by *Kelsey (HB 3284 by *Maggart)

Education - As introduced, broadens the purpose of certain statutory restrictions concerning who may enter school grounds during school hours. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2; Title 49, Chapter 3; Title 49, Chapter 5 and Title 49, Chapter 6.

40. ***SB 3247 by** ***Berke** (HB 3769 by *Brooks H)

Schools, Charter - As introduced, revises charter school application process time frames; permits LEAs to charge charter school applicants an application fee; changes current law to allow, not mandate, charter school teacher participation in group insurance plans offered by the LEA. - Amends TCA Title 49, Chapter 13.

41. SB 2521 by *Berke (*HB 2416 by *Gilmore, Ramsey)

Education, Dept. of - As introduced, enacts the "Green Cleaning Schools Act." - Amends TCA Title 49, Chapter 50.

42. ***SB 2724 by** ***Summerville** (HB 3037 by *Ragan)

Education, Higher - As introduced, requires any increase in tuition at public institution of higher education to result in an equal decrease in the institution's annual appropriation and requires office of legislative budget analysis and comptroller to provide comments to the finance, ways and means and education committees on such decreases. - Amends TCA Title 49, Chapter 7; Title 49, Chapter 8 and Title 49, Chapter 9

ENERGY AND ENVIRONMENT COMMITTEE CALENDAR

WEDNESDAY, MARCH 21, 2012 12:00 NOON - LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

SOUTHERLAND (R) CHAIRMAN	BELL (R)	MARRERO (D)
JOHNSON (R) VICE CHAIRMAN	FAULK (R)	ROBERTS (R)
SUMMERVILLE (R) SECRETARY	HERRON (D)	STEWART (D)

FINAL CALENDAR

1. SB 2852 by *Yager (*HB 2977 by *Matheny)

Conservation - As introduced, extends from 60 to 90 days notice requirement for dissolution of county conservation boards by action of the commissioner of environment and conservation. - Amends TCA Title 11.

2. SB 3080 by *Yager (*HB 2765 by *Sargent)

Real Property - As introduced, authorizes any town, city, county, county with a metropolitan government, the state or any not-for-profit to purchase, preserve, and sell development rights. - Amends TCA Section 13-7-101 and Section 13-7-201.

3. SB 3206 by *Yager, McNally, Ketron (*HB 3380 by *Keisling, Niceley, Powers) Gas, Petroleum Products, Volatile Oils - As introduced, transfers oil and gas board from

division of water pollution control to division of geology; modifies site preparation requirements for exploratory drilling and continuing educational requirements for drill and site supervisors. - Amends TCA Title 11, Chapter 1; Title 11, Chapter 5; Title 60; Title 68 and Title 69.

4. SB 1759 by *Ketron (*HB 1572 by *Swann, Tidwell)

Fire Prevention and Investigation - As introduced, requires persons setting fires to woods or other property to give a minimum of three, instead of two, days' notice to adjacent landowners. - Amends TCA Title 11, Chapter 4, Part 8 and Title 68.

5. SB 3351 by *Ketron (*HB 3292 by *Wirgau, Tidwell, Dennis)

Solid Waste Disposal - As introduced, requires that aluminum dross be disposed of in Benton County only in Class I landfills, prohibits increasing classification of existing landfills located within municipal boundaries in Benton County to Class I, requires local approval of increases in classification in counties and municipalities. - Amends TCA Title 68.

6. SB 3680 by *Kyle (*HB 3684 by *Towns)

Environmental Preservation - As introduced, requires truck stops in Shelby County to conduct soil and water testing every three years on their property and areas contiguous to their property to check for contamination from petroleum products. - Amends TCA Title 68, Chapter 215.

7. SB 2347 by *Beavers, Gresham (*HB 2436 by *Weaver, Faison, Casada, Eldridge, Butt, White, Halford, Holt, Sanderson, Keisling)

Game and Fish Laws - As introduced, creates fish hatcheries fund whereby all revenue collected from the sale of trout stamps will be used exclusively to operate and maintain fish hatcheries in Tennessee; in 2011, the cost of a trout stamp was \$18.00. - Amends TCA Title 70, Chapter 1.

8. SB 2685 by *Burks (*HB 2795 by *Sexton)

Tennessee Wildlife Resources Agency - As introduced, authorizes persons in Cumberland County to use dogs in the eradication of wild hogs. - Amends TCA Title 70.

9. SB 2984 by *Burks (*HB 3153 by *Windle)

Wildlife Resources Commission - As introduced, authorizes county legislative bodies to opt in to state law prohibiting the regulation of wild hog hunting on private property by the wildlife resources commission. - Amends TCA Title 70.

10. *SB 3608 by *Haynes (HB 3758 by *Sontany)

Privacy, Confidentiality - As introduced, classifies consumer specific energy usage data as a private record. - Amends TCA Title 10, Chapter 7, Part 5.

11. *SB 2127 by *Bell (HB 2173 by *Forgety)

Game and Fish Laws - As introduced, removes authority of Tennessee wildlife resources commission and TWRA to regulate hunting of wild hogs on private land. - Amends TCA Title 70.

12. SB 2393 by *Bell (*HB 2434 by *Weaver)

Wildlife Resources Commission - As introduced, creates a vacancy for death, resignation, removal, disqualification, change of residence or persistent absence from meetings without good cause; a vacancy shall be declared if a person fails to attend six or more meetings of the commission in any one year requiring replacement by the appointing authority. - Amends TCA Title 70, Chapter 1, Part 2.

13. *SB 2642 by *Bell (HB 2819 by *Faison)

Environment and Conservation, Department of - As introduced, transfers jurisdiction of the Off-Highway Vehicle Act from wildlife resources agency to department of environment and conservation. - Amends TCA Title 11; Title 68 and Title 70.

14. SB 3184 by *Bell (*HB 3014 by *Tidwell)

Environment and Conservation, Department of - As introduced, requires the department to regulate petroleum underground storage tanks only to the extent required by federal law. - Amends TCA Title 68, Chapter 215.

15. SB 3187 by *Bell (*HB 3076 by *Williams R)

Water Pollution - As introduced, authorizes municipal separate storm sewer systems that become qualified local programs pursuant to department approval to administer their own NPDES storm water construction permitting programs and the review thereof. - Amends TCA Title 69, Chapter 3, Part 1.

16. SB 3432 by *Bell (*HB 3393 by *Ragan)

Environmental Preservation - As introduced, requires fines for environmental violations be spent remediating in the county of the areas generating such fines. - Amends TCA Title 4; Title 68 and Title 69.

17. *SB 0766 by *Marrero (HB 1041 by *Gilmore, Richardson)

Environment and Conservation, Department of - As introduced, revises membership of the solid waste disposal control board, the water quality control board, and the air pollution control board. - Amends TCA Title 68 and Title 69.

18. SB 0433 by *Southerland (*HB 0380 by *Hawk)

Environment and Conservation, Department of - As introduced, requires the state to assume responsibility to regulate effluents during any period in which the federal government is unable to exercise its responsibilities because of inadequate funds to operate the appropriate regulatory agencies. - Amends TCA Title 68 and Title 69.

19. *SB 2879 by *Southerland (HB 3383 by *Lollar, Hawk)

Tennessee Wildlife Resources Agency - As introduced, prohibits the transport of wild-appearing swine into or within the state without appropriate documentation from the department of agriculture. - Amends TCA Title 70, Chapter 4, Part 1.

20. ***SB 3448** by ***Southerland** (HB 3793 by *Tidwell)

Game and Fish Laws - As introduced, prohibits agents of the TWRA and other law enforcement officials from seizing commercial fishing equipment absent a finding of guilt for the crime charged in a court of law. - Amends TCA Section 70-6-201.

21. SB 3453 by *Southerland (*HB 3199 by *Hawk)

Mining and Quarrying - As introduced, enacts the "Responsible Coal Operators Act of 2012" to authorize the commissioner of environment and conservation to consider past practices when deciding whether to issue, renew or deny a permit issued under the Water Quality Control Act for a coal mine. - Amends TCA Title 59 and Title 69.

22. SB 3647 by *Southerland, Ramsey, Ketron (*HB 3111 by *Campbell)

Conservation - As introduced, decreases time county conservation board must organize from 30 days after appointment to 20 days after appointment; allows board to send report of transactions and operations to commissioner electronically. - Amends TCA Title 11 and Title 67.

23. *SB 3653 by *Southerland, Ramsey, Ketron (HB 3689 by *Hawk)

Environment and Conservation, Department of - As introduced, requires commissioner to establish management systems to achieve goal of issuing permits within 90 days of submission; requires commissioner to prepare efficiency reports; requires notification to applicant within 30 business days if application is incomplete. - Amends TCA Title 4, Chapter 3, Part 5 and Title 68.

GOVERNMENT OPERATIONS COMMITTEE CALENDAR

WEDNESDAY, MARCH 21, 2012 2:00 PM - LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

BELL (R) CHAIRMAN

WATSON (R) VICE CHAIRMAN

HARPER (D) SECRETARY

CROWE (R)

KYLE (D)

MASSEY (R)

ROBERTS (R)
SUMMERVILLE (R)

TATE (D)

1. SB 2247 by *Norris, Faulk (*HB 2385 by *McCormick, Marsh)

Tennessee Regulatory Authority - As introduced, changes the membership of the authority to be five part-time directors instead of four full-time directors; sets the salaries of such directors; revises other provisions regarding the Authority. - Amends TCA Title 65.

2. SB 2249 by *Norris, Bell (*HB 2387 by *McCormick, Brooks K)

State Government - As introduced, decreases the size of the board of directors for the Duck River Development Agency from 17 to 12; authorizes the commissioner of environment and conservation to appoint an executive director to carry out the purposes of the Tennessee Heritage Conservation Trust Fund Act of 2005; revises other various provisions governing the structure of certain state agencies, committees, boards and commissions. - Amends TCA Title 4; Title 11; Title 16; Title 37; Title 38; Title 41; Title 49; Title 60; Title 62; Title 63; Title 64; Title 68; Title 69 and Title 71.

- 3. *SB 2129 by *Berke (HB 2309 by *Fitzhugh, Turner M, Moore, Harmon, Miller L, Naifeh, Shaw, Gilmore, Shepard, McDonald, Jones S, Richardson, Turner J, Kernell, Hardaway, Parkinson, Favors, DeBerry L, Pitts, Cooper B, Brown, Sontany, Camper) Employees, Employers As introduced, enacts the "Tennessee Works Act of 2012." Amends TCA Title 50, Chapter 7.
- **4. *SB 2324 by *Bell** (HB 2544 by *Cobb , Shipley, Rich)

Sunset Laws - As introduced, extends the Tennessee arts commission, June 30, 2013. - Amends TCA Title 4, Chapter 20 and Title 4, Chapter 29.

5. ***SB 2342 by** ***Bell** (HB 2505 by *Cobb , Shipley, Rich)

Sunset Laws - As introduced, extends the board of ground water management, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 69, Chapter 10, Part 1.

HEALTH AND WELFARE COMMITTEE CALENDAR

WEDNESDAY, MARCH 21, 2012 3:30 PM - LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

CROWE (R) CHAIRMAN
WATSON (R) VICE CHAIRMAN
ROBERTS (R) SECRETARY

FORD (D) MASSEY (R)
HENRY (D) MCNALLY (R)
HERRON (D) OVERBEY (R)

FINAL CALENDAR

1. SB 2796 by *Bell (*HB 2960 by *Maggart)

TennCare - As introduced, revises who shall submit a list of general internist candidates to the speaker of the house to serve on the TennCare pharmacy advisory committee. - Amends TCA Section 71-5-2401.

2. SB 0499 by *Bell (*HB 0510 by *Brooks K)

Intellectual & Developmental Disabilities - As introduced, exempts certain provider agencies from annual quality assurance evaluations if the agency possesses certain accreditation. - Amends TCA Title 33 and Title 68.

3. SB 1321 by *Bell (*HB 1039 by *Ramsey)

Dentists and Dentistry - As introduced, provides for revocation of licenses or certificates of a dentist, dental hygienist, or dental assistant if the licensee or registrant fails to pay license or registration fee within 90 days, instead of 60 days, after such fee becomes due. - Amends TCA Title 63.

4. SB 2609 by *Burks (*HB 2684 by *Williams R, Hensley, White, Hurley, Ragan, Hall) Medical Occupations - As introduced, provides immunity to medical doctor or osteopathic physician who makes a report to law enforcement regarding an employee's unauthorized use of the doctor or physician's DEA registration number to write prescriptions. - Amends TCA Title 63, Chapter 9 and Title 63, Chapter 6.

5. *SB 3145 by *Burks, Marrero (HB 3579 by *Jones S, Richardson, DeBerry J, Coley, Shipley, Odom, Turner M, Dennis, Gilmore)

Hospitals and Health Care Facilities - As introduced, provides that reporting of injury other than those caused by deadly weapon upon a domestic violence or sexual assault on adult who does not wish to give consent to send identifying information to law enforcement to be filled out on forms that provide location and injury information but not name and address of victim. - Amends TCA Title 36 and Title 38.

6. ***SB 2275 by** ***Tracy** (HB 2558 by ***Sparks**, Hensley)

Medical Occupations - As introduced, defines the regulations physicians and those working under a physician's supervision must follow when performing cosmetic or aesthetic procedures or treatments. - Amends TCA Title 63.

7. SB 2816 by *Tracy, Ketron (*HB 2928 by *McDonald, Maggart, Shipley, Evans) Hospitals and Health Care Facilities - As introduced, enacts the "Community-Based TBI Adult Care Home Act of 2012" for the regulation of certain traumatic brain injury care homes. - Amends TCA Title 68, Chapter 11.

8. SB 3555 by *Tracy (*HB 3455 by *Hensley)

Mental Illness - As introduced, authorizes sheriffs to approve certain contracts between designated secondary transportation agents and hospitals to transport persons with mental illness from a hospital to another treatment resource or hospital for compensation. - Amends TCA Title 33.

9. SB 3269 by *Tracy, Ketron (*HB 3420 by *Hill)

Dentists and Dentistry - As introduced, requires dentists and dental hygienists to show license on request to a patient; requires board of dentistry's annual report to the governor to be submitted by March 1 of each year. - Amends TCA Title 63, Chapter 5.

10. SB 3032 by *Marrero (*HB 2893 by *Jones S)

Children's Services, Dept. of - As introduced, adds additional language to the department's mission/purpose. - Amends TCA Section 37-5-102.

11. SB 3153 by *Marrero (*HB 3343 by *Favors, Miller L)

Mental Health, Dept. of - As introduced, extends the time the department of intellectual and developmental disabilities has to respond to the comments from the public meeting from 35 to 45 days. - Amends TCA Title 4, Chapter 3, Part 16; Title 33; Title 56 and Title 68.

12. SB 3598 by *Beavers (*HB 3518 by *Niceley)

Herbal Products and Natural Foods - As introduced, deletes the repeal date of June 30, 2012, of certain provisions regarding sellers of herbs and natural health information exchanges. - Amends TCA Section 63-6-205.

13. SB 3510 by *Tate (*HB 3259 by *Camper)

Pharmacy, Pharmacists - As introduced, defines limited service pharmacy permit as a permit issued by the board to an applicant that wants to provide peritoneal dialysis products for home patients in a setting for services not limited to scope and kind, but to time and conitions under which services are rendered. - Amends TCA Section 63-10-204.

14. ***SB 3375 by** ***Stewart** (HB 3651 by *Harmon)

Health Care - As introduced, requires that every newborn be tested for lysosomal storage disorders, including Krabbe, Fabry, Gaucher, Pompe, Hurler Syndrome, Niemann-Pick, and others as determined by the department of health as screenings for such become available. - Amends TCA Title 68, Chapter 5.

15. SB 3630 by *Stewart (*HB 3625 by *Sparks)

Hospitals and Health Care Facilities - As introduced, prohibits certain health care facilities from requiring an uninsured or underinsured patient from paying more than 110 percent of the Medicare reimbursement for health care services. - Amends TCA Title 68.

16. SB 0595 by *Finney L, Ketron (*HB 0603 by *McDonald, Hill, Casada, Maggart, Eldridge) Senior Citizens - As introduced, requires reports to and by the select committee on long-term care concerning recent long-term care reform legislation. - Amends TCA Title 68 and Title 71.

17. SB 3663 by *Kyle (*HB 2198 by *Parkinson)

Tattoos and Piercings - As introduced, adds recordkeeping and other requirements for tattooing of minors, increases penalties for violations related to tattooing of minors. - Amends TCA Title 37; Title 39, Chapter 15, Part 4 and Title 62, Chapter 38, Part 2.

18. SB 2857 by *Yager (*HB 2806 by *Powers, Ragan, Keisling)

General Assembly, Directed Studies - As introduced, directs the commissioner of the department of human services to conduct a summer study that will assess the feasibility of more work friendly assistance eligibility and benefits requirements in order to increase workforce participation. - Amends TCA Title 71.

19. *SB 2680 by *Kelsey (HB 2957 by *White, McManus)

Health Care - As introduced, extends grace period for renewing a certificate to operate a pain management clinic from 90 to 120 days from the expiration date of the former certificate. - Amends TCA Title 63, Chapter 1, Part 3.

20. *SB 2161 by *Campfield (HB 2815 by *Faison, Powers, Sanderson, Wirgau, Womick, Carr, Eldridge, Sparks)

Public Health - As introduced, revises current law to restrict the entities to which the department of health may disburse federal Title X family planning funds to certain public agencies. - Amends TCA Section 68-34-105.

21. ***SB 2583** by ***Campfield** (HB 2807 by *Dennis)

Welfare - As introduced, requires the reduction of Temporary Assistance to Needy Families (TANF) payments for parents or caretakers of TANF recipients whose children fail to maintain satisfactory progress in school. - Amends TCA Title 71, Chapter 3, Part 1.

22. SB 2580 by *Campfield (*HB 2725 by *Hurley)

Welfare - As introduced, requires applicants for TANF benefits to undergo a drug test before receiving such benefits; restricts TANF benefits for positive drug test results under certain circumstances. - Amends TCA Title 4, Chapter 3, Part 12; Title 4, Chapter 3, Part 18 and Title 71.

23. ***SB 0420** by ***Massey, Overbey** (HB 0442 by *Haynes)

Mental Health, Dept. of - As introduced, changes the requirement that the statewide planning and policy council meet at least quarterly to meeting at least twice each year. - Amends TCA Title 33.

24. ***SB 3009** by ***Massey** (HB 3297 by *Powers)

Physicians and Surgeons - As introduced, reuqires physicians to communicate certain information about mammographic breast density to patients. - Amends TCA Title 63.

25. SB 2224 by *Norris, Watson (*HB 2362 by *McCormick, Butt)

Welfare - As introduced, revises provisions governing eligibility for temporary assistance; makes provision of transportation assistance discretionary instead of mandatory. - Amends TCA Title 71, Chapter 3, Part 1.

26. *SB 0128 by *Watson (HB 0449 by *Ramsey)

Therapists, Physical and Occupational - As introduced, requires the board of physical therapy to meet not less than quarterly. - Amends TCA Title 63, Chapter 13.

27. *SJR 0078 by *Watson

General Assembly, Directed Studies - Creates a special joint committee to study the feasibility of establishing a system to make certain health-related boards and commissions more autonomous. -

28. SB 3718 by *Herron (*HB 3435 by *Ramsey)

Dentists and Dentistry - As introduced, requires commissioner of health to monitor compliance with indigent dental service requirements and to impose sanctions for noncompliance. - Amends TCA Section 68-1-304.

29. SB 3727 by *Herron (*HB 3407 by *Shepard)

Hospitals and Health Care Facilities - As introduced, requires board for licensing health care facilities to promulgate rules requiring emergency room personnel to be trained in advanced cardiovascular life support by January 1, 2013. - Amends TCA Title 68.

30. SB 3736 by *Herron (*HB 3413 by *Shepard)

Physicians and Surgeons - As introduced, requires the board of medical examiners and the board of osteopathic examination to issue rules for the training of physicians who prescribe certain opioids. - Amends TCA Title 63.

31. *SB 0422 by *Crowe, Tracy (HB 0440 by *Hill, Casada)

Health, Dept. of - As introduced, clarifies the legislative committees designated to receive information concerning TANF and Medicaid. - Amends TCA Title 68.

32. SB 3535 by *Crowe (*HB 3058 by *Ford)

Health Care - As introduced, adds certified brain injury specialist in certain cases to authorized adult care home caregivers; eliminates requirement that resident managers live on site where a certified brain injury specialist is present at all times at the location. - Amends TCA Section 68-11-209.

33. SB 2241 by *Norris, Overbey (*HB 2379 by *McCormick, Williams R)

Health, Dept. of - As introduced, redefines "evidence-based" for purposes of criteria for funding for in-home visitation programs; makes other changes to provisions governing in-home visitations. - Amends TCA Title 68, Chapter 1, Part 1.

34. SB 2927 by *Overbey (*HB 2759 by *Casada)

Hospitals and Health Care Facilities - As introduced, deletes the requirement that recommendations regarding public needs allowance to the general welfare, health and human resources committee of the senate and to the health and human resources committee of the house be received no later than the second Tuesday in January 2010. - Amends TCA Title 68 and Title 71.

35. SB 2929 by *Overbey (*HB 2969 by *Harrison)

Welfare - As introduced, specifies that the final study of medical assistance program and any participating managed care organizations be reported to the finance, ways and means committees of the senate and the house, the office of legislative budget analysis and the fiscal review committee on or before April 1 of each year, instead of April 15. - Amends TCA Title 71.

36. *SB 2406 by *McNally (HB 3406 by *Shepard)

Nurses, Nursing - As introduced, eliminates requirement that the board of medical examiners and the board of nursing jointly adopt rules to regulate supervision of nurse practitioners; removes prohibition against changing, by means of legal interpretation or rule, the prescriptive rights, supervision or scope of practice for advance practice nuses from the law as it existed on May 22, 2002. - Amends TCA Title 63.

37. ***SB 2414 by** ***McNally** (HB 2574 by *Dunn)

Controlled Substances - As introduced, permits the commissioner of health or certain licensing boards to suspend on an emergency basis the license of a practitioner who is under state or federal indictment involving the sale or dispensing of controlled substances. - Amends TCA Title 63.

38. SB 2253 by *Norris, Yager, Crowe (*HB 2391 by *McCormick, Matheny)

Drugs, Prescription - As introduced, enacts the "Tennessee Prescription Safety Act of 2012." - Amends TCA Title 53, Chapter 10, Part 3; Title 53, Chapter 11, Part 3; Title 53, Chapter 11, Part 4 and Title 63, Chapter 1, Part 3.

SENATE LEADERSHIP

SPEAKER OF THE SENATE & LIEUTENANT GOVERNOR RON RAMSEY

1 LEGISLATIVE PLAZA NASHVILLE, TN 37243 615-741-4524

SPEAKER PRO TEMPORE

SENATOR WATSON 13 LEGISLATIVE PLAZA, 741-3227

DEMOCRATIC LEADER

SENATOR KYLE 309 WAR MEMORIAL BLDG., 741-4167

DEMOCRATIC CAUCUS CHAIRMAN

SENATOR FINNEY 317 WAR MEMORIAL BLDG., 741-1810

DEMOCRATIC MEMBERS

SENATOR BARNES	741-2374
SENATOR BERKE	741-6682
SENATOR BURKS	741-3978
SENATOR FORD	741-1767
SENATOR HARPER	741-2453
SENATOR HAYNES	741-6679
SENATOR HENRY	741-3291
SENATOR HERRON	741-4576
SENATOR MARRERO	741-9128
SENATOR STEWART	741-6694
SENATOR TATE	741-2509

REPUBLICAN LEADER

SENATOR NORRIS 9A LEGISLATIVE PLAZA, 741-1967

REPUBLICAN CAUCUS CHAIRMAN

SENATOR KETRON 5 LEGISLATIVE PLAZA, 741-6853

REPUBLICAN MEMBERS

SENATOR BEAVERS	741-2421
SENATOR BELL	741-1946
SENATOR CAMPFIELD	741-1766
SENATOR CROWE	741-2468
SENATOR FAULK	741-2061
SENATOR GRESHAM	741-2368
SENATOR JOHNSON	741-2495
SENATOR KELSEY	741-3036
SENATOR MASSEY	741-1648
SENATOR MCNALLY	741-6806
SENATOR OVERBEY	741-0981
SENATOR ROBERTS	741-1999
SENATOR SOUTHERLAND	741-3851
SENATOR SUMMERVILLE	741-4499
SENATOR TRACY	741-1066
SENATOR YAGER	741-1449

107TH GENERAL ASSEMBLY STANDING COMMITTEES

COMMERCE, LABOR, AND AGRICULTURE EDUCATION

CHAIRMAN: SENATOR JOHNSON CHAIRMAN: SENATOR GRESHAM VICE-CHAIRMAN: SENATOR FAULK VICE-CHAIRMAN: SENATOR TATE SECRETARY: SENATOR BURKS SECRETARY: SENATOR KELSEY SENATOR BEAVERS SENATOR BERKE

SENATOR BEAVERS
SENATOR BERKE
SENATOR GRESHAM
SENATOR BURKS
SENATOR SOUTHERLAND
SENATOR STEWART
SENATOR CAMPFIELD
SENATOR CROWE

SENATOR TATE SENATOR SUMMERVILLE

SENATOR TRACY SENATOR TRACY

ENERGY AND ENVIRONMENT FINANCE, WAYS, AND MEANS

CHAIRMAN: SENATOR SOUTHERLAND CHAIRMAN: SENATOR MCNALLY VICE-CHAIRMAN: SENATOR JOHNSON VICE-CHAIRMAN: SENATOR HENRY SECRETARY: SENATOR SUMMERVILLE SECRETARY: SENATOR WATSON

SENATOR BELL
SENATOR FINNEY
SENATOR FAULK
SENATOR HERRON
SENATOR MARRERO
SENATOR ROBERTS
SENATOR ROBERTS
SENATOR SENATOR KELSEY
SENATOR STEWART
SENATOR NORRIS
SENATOR OVERBEY

HEALTH AND WELFARE GOVERNMENT OPERATIONS

CHAIRMAN: SENATOR CROWE CHAIRMAN: SENATOR BELL VICE-CHAIRMAN: SENATOR WATSON VICE-CHAIRMAN: SENATOR WATSON

SECRETARY: SENATOR ROBERTS SECRETARY: SENATOR HARPER
SENATOR FORD SENATOR CROWE
SENATOR HERRY SENATOR KYLE
SENATOR HERRON SENATOR MASSEY
SENATOR MASSEY
SENATOR ROBERTS

SENATOR McNally SENATOR SUMMERVILLE

SENATOR OVERBEY SENATOR TATE

<u>JUDICIARY</u> <u>TRANSPORTATION</u>

CHAIRMAN: SENATOR BEAVERS CHAIRMAN: SENATOR TRACY

VICE-CHAIRMAN: SENATOR OVERBEY VICE-CHAIRMAN: SENATOR SOUTHERLAND

SECRETARY: SENATOR BELL SECRETARY: SENATOR YAGER

SENATOR BARNES
SENATOR CAMPFIELD
SENATOR FORD
SENATOR BEAVERS
SENATOR FORD
SENATOR BERKE
SENATOR KELSEY
SENATOR MARRERO
SENATOR KETRON

SENATOR MASSEY

STATE AND LOCAL GOVERNMENT

CHAIRMAN: SENATOR YAGER
VICE-CHAIRMAN: SENATOR JOHNSON
SECRETARY: SENATOR FINNEY

SENATOR CAMPFIELD SENATOR FAULK SENATOR HARPER SENATOR HAYNES SENATOR KETRON SENATOR NORRIS

SENATOR YAGER

107TH GENERAL ASSEMBLY SELECT COMMITTEES

RULES

CHAIRMAN: SENATOR NORRIS
VICE-CHAIRMAN: SENATOR MCNALLY
SECRETARY: SENATOR HENRY

SENATOR KELSEY SENATOR KYLE

CALENDAR

CHAIRMAN: SENATOR FAULK VICE-CHAIRMAN: SENATOR NORRIS SECRETARY: SENATOR KYLE

ETHICS

CHAIRMAN: SENATOR WATSON VICE-CHAIRMAN: SENATOR BURKS

SENATOR HAYNES SENATOR KETRON SENATOR NORRIS